

EXECUTIVE JOURNAL OF THE SENATE OF THE UNITED STATES.

[At the First Session of the Thirty-third Congress, commencing on Monday, the 5th of December, 1853].

TUESDAY, DECEMBER 6, 1853.

The following messages were received from the President of the United States, by Mr. Webster, his secretary :

To the Senate of the United States :

I nominate the following persons for the offices to which they were appointed during the last recess of the Senate, viz :

John Y. Mason, of Virginia, to be envoy extraordinary and minister plenipotentiary of the United States at the court of His Imperial Majesty the Emperor of the French, in the place of William C. Rives, recalled at his own request.

Thomas H. Seymour, of Connecticut, to be envoy extraordinary and minister plenipotentiary of the United States at the court of His Imperial Majesty the Emperor of all the Russias, in the place of Neil S. Brown, recalled at his own request.

Robert M. McLane, of Maryland, to be commissioner of the United States to the Empire of China in the place of Robert J. Walker, resigned, who was appointed during the last recess of the Senate in the place of Humphrey Marshall, recalled.

FRANKLIN PIERCE.

WASHINGTON, *December 5, 1853.*

To the Senate of the United States :

I nominate Augustus G. Seaman to be Superintendent of the Public Printing, in the place of John T. Towers, whose commission has expired.

FRANKLIN PIERCE.

WASHINGTON, *December 5, 1853.*

The messages were read.

On motion by Mr. Mason,

The Senate, by unanimous consent, proceeded to consider the nominations of John Y. Mason, Thomas H. Seymour, and Robert M. McLane ; and

Resolved, That the Senate advise and consent to the appointment of the said persons, agreeably to their nominations respectively.

On motion by Mr. Hamlin,

The Senate, by unanimous consent, proceeded to consider the nomination of Augustus G. Seaman ; and

Resolved, That the Senate advise and consent to his appointment, agreeably to the nomination.

TUESDAY, DECEMBER 13, 1853.

The following message was received from the President of the United States, by Mr. Webster, his secretary :

To the Senate of the United States :

I nominate Horace B. Sawyer to be a captain in the Navy, from the 12th of April, 1853, vice Captain Thomas T. Webb, deceased.

Cornelius K. Stribling to be a captain in the Navy, from the 1st of August, 1853, vice Captain Edward R. McCall, deceased.

Amasa Paine to be a commander in the Navy, from the 12th of April, 1853, vice Commander H. B. Sawyer, promoted.

Edward G. Tilton to be a commander in the Navy, from the 1st of August, 1853, vice Commander C. K. Stribling, promoted.

James H. Ward to be a commander in the Navy, from the 9th of September, 1853, vice Commander A. G. Slaughter, deceased.

Henry K. Hoff to be a commander in the Navy, from the 29th of November, 1853, vice Commander Henry Bruce, resigned.

Alphonse Barbot to be a lieutenant in the Navy, from the 22d of March, 1853, vice Lieutenant Henry Moor, deceased.

Albert N. Smith to be a lieutenant in the Navy, from the 12th of April, 1853, vice Lieutenant Amasa Paine, promoted.

John C. Febiger to be a lieutenant in the Navy, from the 30th of April, 1853, vice Lieutenant Thomas A. Budd, resigned.

Dillaplaine R. Lambert to be a lieutenant in the Navy, from the 9th June, 1853, vice Lieutenant Andrew Weir, resigned.

Henry S. Newcomb to be a lieutenant in the Navy, from the 28th of June, 1853, vice Lieutenant Joshua Humphreys, resigned.

John S. Maury to be a lieutenant in the Navy, from the 1st of August, 1853, vice Lieutenant E. G. Tilton, promoted.

Pierce Crosby to be a lieutenant in the Navy, from the 3d of September, 1853, vice Lieutenant C. P. Patterson, resigned.

Charles W. Hays to be a lieutenant in the Navy, from the 9th of September, 1853, vice Lieutenant James H. Ward, promoted.

Johnston B. Creighton to be a lieutenant in the Navy, from the 9th of October, 1853, vice Lieutenant Joseph P. Sanford, resigned.

Aaron K. Hughes to be a lieutenant in the Navy, from the 18th of October, 1853, vice Lieutenant William Taylor Smith, resigned.

James D. Bulloch to be a lieutenant in the Navy, from the 29th of November, 1853, vice Lieutenant H. K. Hoff, promoted.

Charles H. Baldwin to be a lieutenant in the Navy, from the 2d of December, 1853, vice Lieutenant William L. Blanton, dismissed.

Thomas H. Looker to be a purser in the Navy, from the 31st of August, 1853, vice Purser Joseph H. Terry, deceased.

George R. Griswold to be a purser in the Navy, from the 15th of September, 1853, vice Purser Daingerfield Fauntleroy, deceased.

John Y. Taylor to be an assistant surgeon in the Navy, from the 26th of September, 1853, vice Passed Assistant Surgeon D. L. Bryan, deceased.

John S. Messersmith to be a surgeon in the Navy, from the 13th of July, 1853, vice Surgeon Edmund L. Du Barry, deceased.

Henry C. Caldwell to be an assistant surgeon in the Navy, from the 17th of October, 1853, vice Passed Assistant Surgeon John S. Messersmith, promoted.

Charles W. Thomas to be a chaplain in the Navy, from the 29th of October, 1853, vice Chaplain Thomas Coke Stanley, resigned.

Alexander W. Lawrence to be a professor of mathematics in the Navy, from the 24th of July, 1853, vice Professor W. B. Benedict, deceased.

Benjamin E. Brooke to be a captain in the Marine Corps, from the 1st of September, 1853, vice Captain D. D. Baker, deceased.

Jabez C. Rich to be a captain in the Marine Corps, from the 27th of November, 1853, vice Captain J. L. C. Hardy, deceased.

James H. Jones to be a first lieutenant in the Marine Corps, from the 1st of September, 1853, vice Captain Benjamin E. Brooke, promoted.

Edward McD. Reynolds to be a first lieutenant in the Marine Corps, from the 27th of November, 1853, vice First Lieutenant Jabez C. Rich, promoted.

Adam N. Baker to be a second lieutenant in the Marine Corps, from the 12th of September, 1853, vice Second Lieutenant James H. Jones, promoted.

John Payne to be a second lieutenant in the Marine Corps, from the 2d of December, 1853, vice Lieutenant Edward Mc D. Reynolds, promoted.

Henry T. Hulbert to be Navy agent for the navy-yard at Memphis, in the State of Tennessee, for five years, vice E. O. Perrin, resigned.

George Loyall to be Navy agent for the port of Norfolk, in the State of Virginia, for four years, vice F. Mallory, resigned.

Albert G. Allen to be Navy agent for the navy-yard at the city of Washington and for the Navy Department, for four years, vice J. H. Lathrop, removed.

Richard P. Ashe to be Navy agent for the port of San Francisco, in the State of California, for four years.

John Lenthall to be Chief of the Bureau of Construction, Equipment, and Repairs, vice Samuel Hartt, resigned.

William Whelan to be Chief of the Bureau of Medicine and Surgery, vice Thomas Harris, removed.

Daniel B. Martin to be engineer-in-chief of the Navy, vice Charles B. Stuart, resigned.

FRANKLIN PIERCE.

WASHINGTON, D. C., *December 5, 1853.*

The messages were read.

Ordered, That the nominations contained therein be referred to the Committee on Naval Affairs.

• THURSDAY, DECEMBER 15, 1853.

Mr. Gwin, from the Committee on Naval Affairs, to whom were referred, the 13th instant, the nominations of Henry T. Hulbert, George Loyall, and Richard P. Ashe, reported.

Whereupon

Resolved, That the Senate advise and consent to the appointment of the said persons, agreeably to their nominations respectively.

TUESDAY, DECEMBER 20, 1853.

The following messages were received from the President of the United States, by Mr. Webster, his secretary:

To the Senate of the United States:

I nominate Thomas Steere, of Rhode Island, to be consul of the United States for the port of Dundee, in Scotland, in the place of William H.

D'Wolf, deceased, who was appointed during the last recess of the Senate in the place of James McDowell, recalled.

FRANKLIN PIERCE.

WASHINGTON, *December 13, 1853.*

To the Senate of the United States :

A commission having been issued during the recess of the Senate appointing William F. Giles judge of the district court of the United States for the district of Maryland, in the place of John Glenn, deceased, I now nominate him to said office.

FRANKLIN PIERCE.

WASHINGTON, *December 19th, 1853.*

To the Senate of the United States :

I nominate Farris B. Streeter to be Solicitor of the Treasury of the United States, who was appointed on the 3d of June, 1853, vice Abert G. Constable, declined, who was appointed on the 2d of May, 1853, vice John C. Legrand, declined.

FRANKLIN PIERCE.

WASHINGTON, *December 19th, 1853.*

To the Senate of the United States :

I nominate John H. McKune, of California, to be the legal agent of the United States under the act of Congress, approved 3d March, 1851, for the settlement of private land claims in California, vice Volney E. Howard, resigned.

FRANKLIN PIERCE.

WASHINGTON, D. C., *December 19, 1853.*

To the Senate of the United States :

I nominate John M. Eckfeldt to be coiner, John Hewson to be melter and refiner, and Augostin Harraszthey to be assayer of the branch of the mint of the United States in California, in pursuance of the provisions of the act of July 3d, 1852.

FRANKLIN PIERCE.

WASHINGTON, *December 19, 1853.*

I nominate William S. Badger to be deputy postmaster at Augusta, Maine, vice Joseph Burton, removed.

FRANKLIN PIERCE.

WASHINGTON, D. C., *December 7, 1853.*

To the Senate of the United States :

I nominate Charles Nutter to be deputy postmaster at Saco, Maine, vice Thomas K. Lane, declined.

FRANKLIN PIERCE.

WASHINGTON, D. C., *December 7, 1853.*

To the Senate of the United States :

I nominate Robert P. Dunlap to be deputy postmaster at Brunswick, Maine, vice John McKeen, removed.

FRANKLIN PIERCE.

WASHINGTON, D. C., *December 7, 1853.*

To the Senate of the United States :

I nominate D. F. Richardson to be deputy postmaster at Hanover, New Hampshire, vice Willis Kinsman, removed.

FRANKLIN PIERCE.

WASHINGTON, D. C., *December 7, 1853.*

To the Senate of the United States :

I nominate B. F. Vittum to be deputy postmaster at Dover, New Hampshire, vice George T. Wentworth, removed.

FRANKLIN PIERCE.

WASHINGTON, D. C., *December 8, 1853.*

To the Senate of the United States :

I nominate Edwin C. Bailey to be deputy postmaster at Boston, Massachusetts, vice George W. Gordon, removed.

FRANKLIN PIERCE.

WASHINGTON, D. C., *December 8, 1853.*

To the Senate of the United States :

I nominate C. B. Rogers to be deputy postmaster at Charlestown, Massachusetts, vice Nathan Merrill, removed.

FRANKLIN PIERCE.

WASHINGTON, D. C., *December 8, 1853.*

To the Senate of the United States :

I nominate John M. Cooper to be deputy postmaster at Newburyport, Massachusetts, vice Frederick S. Coffin, removed.

FRANKLIN PIERCE.

WASHINGTON, D. C., *December 8, 1853.*

To the Senate of the United States :

Isaac S. Burrell to be deputy postmaster at Roxbury, Massachusetts, vice Edwin Lemist, removed.

FRANKLIN PIERCE.

WASHINGTON, D. C., *December 8, 1853.*

To the Senate of the United States :

I nominate Fisher A. Hildreth to be deputy postmaster at Lowell, Massachusetts, vice T. P. Goodhue, deceased.

FRANKLIN PIERCE.

WASHINGTON, D. C., *December 7, 1853.*

To the Senate of the United States :

I nominate James M. Morton to be deputy postmaster at Fall River, Massachusetts, vice James Ford, removed.

FRANKLIN PIERCE.

WASHINGTON, D. C., *December 8, 1853.*

To the Senate of the United States :

I nominate Charles P. Swain to be deputy postmaster at Nantucket, Massachusetts, vice Joseph Mitchell, removed.

FRANKLIN PIERCE.

WASHINGTON, D. C., *December 7, 1853.*

To the Senate of the United States :

I nominate Amos H. Bullen to be deputy postmaster at Northampton, Massachusetts, vice Augustus Clark, removed.

FRANKLIN PIERCE.

WASHINGTON, D. C., *December 7, 1853.*

To the Senate of the United States :

I nominate John Todd to be deputy postmaster at Fitchburg, Massachusetts, vice Goldsmith F. Bailey, removed.

FRANKLIN PIERCE.

WASHINGTON, D. C., *December 7, 1853.*

To the Senate of the United States :

I nominate Jeremiah C. Stickney to be deputy postmaster at Lynn, Massachusetts, vice Abner Austin, removed.

FRANKLIN PIERCE.

WASHINGTON, D. C., *December 7, 1853.*

To the Senate of the United States :

I nominate George B. Loring to be deputy postmaster at Salem, Massachusetts, vice George Russell, removed.

FRANKLIN PIERCE.

WASHINGTON, D. C., *December 7, 1853.*

To the Senate of the United States :

I nominate Joseph C. Kent to be deputy postmaster at New Bedford, Massachusetts, vice Thomas Coggeshall, removed.

FRANKLIN PIERCE.

WASHINGTON, D. C., *December 8, 1853.*

To the Senate of the United States :

I nominate William W. Johnson to be deputy postmaster at Chicopee, Massachusetts, vice Loman A. Moody, removed.

FRANKLIN PIERCE.

WASHINGTON, D. C., *December 8, 1853.*

To the Senate of the United States :

I nominate William Caldwell to be deputy postmaster at Cambridge, Massachusetts, vice Nathan Fiske, resigned.

FRANKLIN PIERCE.

WASHINGTON, D. C., *December 8, 1853.*

To the Senate of the United States :

I nominate Abijah W. Chapin to be deputy postmaster at Springfield, Massachusetts, vice William Stowe, removed.

FRANKLIN PIERCE.

WASHINGTON, D. C., *December 7, 1853.*

To the Senate of the United States :

I nominate Benjamin F. Watson to be deputy postmaster at Lawrence, Massachusetts, vice Nathaniel Wilson, removed.

FRANKLIN PIERCE.

WASHINGTON, D. C., *December 7, 1853.*

To the Senate of the United States :

I nominate Joseph T. Sisson to be deputy postmaster at Pawtucket, Rhode Island, vice Thomas Lefavour, removed.

FRANKLIN PIERCE.

WASHINGTON, D. C., *December 7, 1853.*

To the Senate of the United States :

I nominate Welcome B. Sayle to be deputy postmaster at Providence, Rhode Island, vice Henry L. Bowen, removed.

FRANKLIN PIERCE.

WASHINGTON, D. C., *December 7, 1853.*

To the Senate of the United States :

I nominate James B. Lyman to be deputy postmaster at New London, Connecticut, vice James H. Turner, removed.

FRANKLIN PIERCE.

WASHINGTON, D. C., *December 7, 1853.*

To the Senate of the United States :

I nominate John W. Stedman to be deputy postmaster at Norwich, Connecticut, vice John Dunham, removed.

FRANKLIN PIERCE.

WASHINGTON, D. C., *December —, 1853.*

To the Senate of the United States :

I nominate Norman Smith to be deputy postmaster at Middletown, Connecticut, vice William Woodward, removed.

FRANKLIN PIERCE.

WASHINGTON, D. C., *December 7, 1853.*

To the Senate of the United States :

I nominate Lucius A. Thomas to be deputy postmaster at New Haven, Connecticut, vice John B. Robertson, removed.

FRANKLIN PIERCE.

WASHINGTON, *December 7, 1853.*

To the Senate of the United States :

I nominate William J. Hamersley to be deputy postmaster at Hartford, Connecticut, vice E. S. Hamilton, removed.

FRANKLIN PIERCE.

WASHINGTON, D. C., *December 7, 1853.*

To the Senate of the United States :

I nominate Elisha Leavenworth to be deputy postmaster [] Waterbury, Connecticut, vice David S. Law, removed.

FRANKLIN PIERCE.

WASHINGTON, D. C., *December 8, 1853.*

To the Senate of the United States :

I nominate Samuel Dutton to be deputy postmaster at Brattleboro', Vermont, vice J. H. Fessenden, removed.

FRANKLIN PIERCE.

WASHINGTON D. C., *December 7, 1853.*

To the Senate of the United States :

I nominate Charles G. Eastman to be deputy postmaster at Montpelier, Vermont, vice Charles Lyman, removed.

FRANKLIN PIERCE.

WASHINGTON, D. C., *December 7, 1853.*

To the Senate of the United States :

I nominate Emerson H. Wright to be deputy postmaster at Middlebury, Vermont, vice Asa Chapman, removed.

FRANKLIN PIERCE.

WASHINGTON, D. C., *December 8, 1853.*

To the Senate of the United States :

I nominate John H. Brant to be deputy postmaster at Harrisburg, Pennsylvania, vice Benjamin Parke, declined.

FRANKLIN PIERCE.

WASHINGTON, D. C., *December 8, 1853.*

To the Senate of the United States :

I nominate William A. Moore to be deputy postmaster at Westchester, Pennsylvania, vice James B. Wood, removed.

FRANKLIN PIERCE.

WASHINGTON, D. C., *December 7, 1853.*

To the Senate of the United States :

I nominate David Acheson to be deputy postmaster at Washington, Pennsylvania, vice James McDermont, removed.

FRANKLIN PIERCE.

WASHINGTON, D. C., *December 7, 1853.*

To the Senate of the United States :

I nominate John Clayton to be deputy postmaster at Pottsville, Pennsylvania, vice Andrew Mortimer, removed.

FRANKLIN PIERCE.

WASHINGTON, D. C., *December 7, 1853.*

To the Senate of the United States :

I nominate Armstrong Hadden, to be deputy postmaster at Uniontown, Pennsylvania, vice ———, resigned.

FRANKLIN PIERCE.

WASHINGTON, D. C., *December 7, 1853.*

To the Senate of the United States :

I nominate Peter Rambo to be deputy postmaster at Kensington, Pennsylvania, vice Samuel Ware, removed.

FRANKLIN PIERCE.

WASHINGTON, D. C., *December 7, 1853.*

To the Senate of the United States :

I nominate John Richard to be deputy postmaster at Wilkesbarre, Pennsylvania, vice Steuben Butler, removed.

FRANKLIN PIERCE.

WASHINGTON, D. C., *December 7, 1853.*

To the Senate of the United States:

I nominate Mrs. Amelia S. Moderwell to be deputy postmaster at Columbia, Pennsylvania, vice A. P. Moderwell, deceased.

FRANKLIN PIERCE.

WASHINGTON, D. C., *December 7, 1853.*

To the Senate of the United States:

I nominate Thomas Farley to be deputy postmaster at Alleghany, Pennsylvania, vice John McGrew, removed.

FRANKLIN PIERCE.

WASHINGTON, D. C., *December 7, 1853.*

To the Senate of the United States:

I nominate Benjamin F. Sloan to be deputy postmaster at Erie, Pennsylvania, vice Thomas H. Sill, removed.

FRANKLIN PIERCE.

WASHINGTON, D. C., *December 7, 1853.*

To the Senate of the United States:

I nominate John Y. Sherwood to be deputy postmaster at Honesdale, Pennsylvania, vice John A. Gustin, removed.

FRANKLIN PIERCE.

WASHINGTON, D. C., *December 7, 1853.*

To the Senate of the United States:

I nominate John B. Bratton to be deputy postmaster at Carlisle, Pennsylvania, vice Nathaniel Hautch, removed.

FRANKLIN PIERCE.

WASHINGTON, D. C., *December 7, 1853.*

To the Senate of the United States:

I nominate John Noel to be deputy postmaster at Chambersburgh, Pennsylvania, vice Nicholas Pearse, removed.

FRANKLIN PIERCE.

WASHINGTON, D. C., *December 7, 1853.*

To the Senate of the United States:

I nominate William G. Murray to be deputy postmaster at Hollidaysburgh, Pennsylvania, vice Joseph Baldrige, resigned.

FRANKLIN PIERCE.

WASHINGTON, D. C., *December —, 1853.*

To the Senate of the United States:

I nominate James E. McFarland to be deputy postmaster at Meadville, Pennsylvania, vice Archibald F. Stewart, removed.

FRANKLIN PIERCE.

WASHINGTON, D. C., *December 7, 1853.*

To the Senate of the United States:

I nominate Robert Anderson to be deputy postmaster at Pittsburgh, Pennsylvania, vice Samuel Roseburgh, removed.

FRANKLIN PIERCE.

WASHINGTON, D. C., *December 8, 1853.*

To the Senate of the United States:

I nominate Lewis H. Wander to be deputy postmaster at Reading, Pennsylvania, vice Henry Rhoades, removed.

FRANKLIN PIERCE.

WASHINGTON, D. C., *December 7, 1853.*

To the Senate of the United States:

I nominate John McClung to be deputy postmaser at Wilmington, Delaware, vice Henry H. I. Naff, removed.

FRANKLIN PIERCE.

WASHINGTON, D. C., *December 7, 1853.*

To the Senate of the United States:

I nominate William A. Taylor to be deputy postmaster at Cumberland, Maryland, vice James C. McGraw, removed.

FRANKLIN PIERCE.

WASHINGTON, D. C., *December, 7, 1853.*

To the Senate of the United States:

I nominate George B. Graves to be deputy postmaster at Winchester, Virginia, vice Richard Milton, removed.

FRANKLIN PIERCE.

WASHINGTON, D. C., *December 7, 1853.*

To the Senate of the United States:

I nominate Shelton S. Alney to be deputy postmaster at Staunton, Virginia, vice Norborne C. Brooks, removed.

FRANKLIN PIERCE.

WASHINGTON, D. C., *December 7, 1853.*

To the Senate of the United States:

I nominate Leonidas Baugh to be deputy postmaster at Abingdon, Virginia, vice George R. Barr, removed.

FRANKLIN PIERCE.

WASHINGTON, D. C., *December 7, 1853.*

To the Senate of the United States:

I nominate Josiah E. Bryan to be deputy postmaster at Fayetteville, North Carolina, vice Archibald M. Campbell, declined.

FRANKLIN PIERCE.

WASHINGTON, D. C., *December 7, 1853.*

To the Senate of the United States:

I nominate Bransom G. Graham to be deputy postmaster at Greensboro', North Carolina, vice Levi M. Scott, resigned.

FRANKLIN PIERCE.

WASHINGTON, D. C., *December 7, 1853.*

To the Senate of the United States:

I nominate Solomon Cohen to be deputy postmaster at Savannah, Georgia, vice Bryan M. Morel, removed.

FRANK. PIERCE.

WASHINGTON, D. C., *December 7, 1853.*

To the Senate of the United States :

I nominate R. C. Forsyth to be deputy postmaster at Columbus, Georgia, vice Joseph A. F. Lee, removed.

FRANKLIN PIERCE.

WASHINGTON, D. C., *December 7, 1853.*

To the Senate of the United States :

I nominate James Smythe to be deputy postmaster at Augusta, Georgia, vice Benjamin F. Hall, removed.

FRANKLIN PIERCE.

WASHINGTON, D. C., *December 7, 1853.*

To the Senate of the United States :

I nominate Thomas M. Cook to be deputy postmaster at Milledgeville, Georgia, vice John W. W. Snead, removed.

FRANKLIN PIERCE.

WASHINGTON, D. C., *December 8, 1853.*

To the Senate of the United States :

I nominate James W. Brannon to be deputy postmaster at Louisville, Kentucky, vice Frederick G. Edwards, removed.

FRANKLIN PIERCE.

WASHINGTON, D. C., *December 8, 1853.*

To the Senate of the United States :

I nominate Benjamin F. Johnson to be deputy postmaster at Frankfort, Kentucky, vice James M. Todd, removed.

FRANKLIN PIERCE.

WASHINGTON, D. C., *December 7, 1853.*

To the Senate of the United States :

I nominate John L. Vattier to be deputy postmaster at Cincinnati, Ohio, vice James C. Hall, removed.

FRANKLIN PIERCE.

WASHINGTON, D. C., *December 7, 1853.*

To the Senate of the United States :

I nominate John B. Roberts to be deputy postmaster at Zanesville, Ohio, vice Isaac Dilton, removed.

FRANKLIN PIERCE.

WASHINGTON, D. C., *December 7, 1853.*

To the Senate of the United States :

I nominate Edward W. Perrin to be deputy postmaster, at Akron, vice Franklin Adams, removed.

FRANKLIN PIERCE.

WASHINGTON, D. C., *December 7, 1853.*

To the Senate of the United States :

I nominate James Hoyle to be deputy postmaster at Xenia, Ohio, vice ———, removed.

FRANKLIN PIERCE.

WASHINGTON, D. C., *December 7, 1853.*

To the Senate of the United States :

I nominate John Hough to be deputy postmaster at Chillicothe, Ohio, vice Charles Martin, removed.

FRANKLIN PIERCE.

WASHINGTON, D. C., *December 7, 1853.*

To the Senate of the United States :

I nominate John Shepley to be deputy postmaster at Massillon, Ohio, vice Samuel F. Jones, removed.

FRANKLIN PIERCE.

WASHINGTON, D. C., *December 7, 1853.*

To the Senate of the United States :

I nominate Timothy Lacoste to be deputy postmaster at Natchitoches, Louisiana, vice William Dasey, declined.

FRANKLIN PIERCE.

WASHINGTON, D. C., *December 7, 1853.*

To the Senate of the United States :

I nominate Richard J. Cocke to be deputy postmaster at Aberdeen, Mississippi, vice Jeremiah D. Mann, removed.

FRANKLIN PIERCE.

WASHINGTON, D. C., *December 8, 1853.*

To the Senate of the United States :

I nominate J. W. Wellborn to be deputy postmaster at Clinton, Mississippi, vice R. R. Lewis, removed.

FRANKLIN PIERCE.

WASHINGTON, D. C., *December 8, 1853.*

To the Senate of the United States :

I nominate R. W. English to be deputy postmaster at Alton, Illinois, vice Timothy Souther, removed.

FRANKLIN PIERCE.

WASHINGTON, D. C., *December 7, 1853.*

To the Senate of the United States :

I nominate George W. McKeaig to be deputy postmaster at Shawneetown, Illinois, vice Calvin Gold, resigned.

FRANKLIN PIERCE.

WASHINGTON, D. C., *December 8, 1853.*

To the Senate of the United States :

I nominate Matthew P. Blue to be deputy postmaster at Montgomery, Alabama, vice Thomas Welsh, resigned.

FRANKLIN PIERCE.

WASHINGTON, D. C., *December 8, 1853.*

To the Senate of the United States :

I nominate Johnson Wellborne to be deputy postmaster at Eufaula, Alabama, vice Thomas J. Jackson, removed.

FRANKLIN PIERCE.

WASHINGTON, D. C., *December 7, 1853.*

To the Senate of the United States :

I nominate Dillon Jordan to be deputy postmaster at Pensacola, Florida, vice Hanson Kelly, removed.

FRANKLIN PIERCE.

WASHINGTON, D. C., *December —, 1853.*

To the Senate of the United States :

I nominate Benjamin F. Simmons to be deputy postmaster at Apalachicola, Florida, vice Milton N. Scott, removed.

FRANKLIN PIERCE.

WASHINGTON, D. C., *December 7, 1853.*

To the Senate of the United States:

I nominate Henry D. Bennett to be deputy postmaster at Ann Arbor, Michigan, vice Caleb Clark, removed.

FRANKLIN PIERCE.

WASHINGTON, D. C., *December 7, 1853.*

To the Senate of the United States :

I nominate Trasey M. Winans to be deputy postmaster at Monroe, Michigan, vice Joseph C. Cole, removed.

FRANKLIN PIERCE.

WASHINGTON, D. C., *December 7, 1853.*

To the Senate of the United States :

I nominate Van S. Murphy to be deputy postmaster at Lansing, Michigan, vice Whitney Jones, removed.

FRANKLIN PIERCE.

WASHINGTON, D. C., *December 7, 1853.*

To the Senate of the United States :

I nominate John N. Jones to be deputy postmaster at Madison, Wisconsin, vice Chauncey Abbott, resigned.

FRANKLIN PIERCE.

WASHINGTON, D. C., *December 7, 1853.*

To the Senate of the United States:

I nominate Bushnell B. Carcy to be deputy postmaster at Racine, Wisconsin, vice Eldad Smith, removed.

FRANKLIN PIERCE.

WASHINGTON, D. C., *December 7, 1853.*

To the Senate of the United States :

I nominate George H. Paul to be deputy postmaster at Kenosha, Wisconsin, vice Simeon King, removed.

FRANKLIN PIERCE.

WASHINGTON, D. C., *December 7, 1853.*

To the Senate of the United States :

I nominate John B. Root to be deputy postmaster at Galveston, Texas, vice Robert D. Johnson, resigned.

FRANKLIN PIERCE.

WASHINGTON, D. C., *December 7, 1853.*

To the Senate of the United States :

I nominate Truman P. Powers to be deputy postmaster at Astoria, Oregon, vice Samuel A. Seymour, resigned.

FRANKLIN PIERCE.

WASHINGTON, D. C., *December 8, 1853.*

To the Senate of the United States :

I nominate James G. Berrett to be deputy postmaster at Washington, D. C., vice William A. Bradley, removed.

FRANKLIN PIERCE.

WASHINGTON, D. C., *December 8, 1853.*

To the Senate of the United States :

I transmit to the Senate, for its consideration with a view to ratification, a treaty of friendship, commerce, and navigation between the United States and Paraguay, concluded on the fourth of March last.

FRANKLIN PIERCE.

WASHINGTON, *12th December, 1853.*

To the Senate of the United States :

I transmit to the Senate, for its consideration with a view to ratification, a treaty for the free navigation of the rivers Parana and Uruguay, between the United States and the Argentine Confederation, concluded on the 10th of July last.

FRANKLIN PIERCE.

WASHINGTON, *12th December, 1853.*

To the Senate of the United States :

I transmit to the Senate, for its consideration with a view to ratification, a treaty of friendship, commerce, and navigation between the United States and the Argentine Confederation, concluded on the 27th of July last.

FRANKLIN PIERCE.

WASHINGTON, *December 12, 1853.*

To the Senate of the United States :

I transmit to the Senate, for its consideration with a view to ratification, a convention for the mutual extradition of fugitives from justice in certain cases, concluded at London on the 12th day of September last, between the Government of the United States and the Kingdom of Bavaria.

FRANKLIN PIERCE.

WASHINGTON, *December 12, 1853.*

The messages were read.

Ordered, That the nomination of Thomas Steere be referred to the Committee on Commerce.

Ordered, That the nominations of William F. Giles, Farris B. Streeter, and John H. McCune be referred to the Committee on the Judiciary.

Ordered, That the nominations of John M. Eckfeldt, John Hewson, and Angostin Harraszthey be referred to the Committee on Finance.

Ordered, That the nominations of deputy postmasters be referred to the Committee on the Post-Office and Post-Roads.

The treaty of friendship, commerce, and navigation between the Governments of the United States of North America and of the Republic

of Paraguay, concluded and signed in the city of Assumption, the capital of the Republic of Paraguay, on the 4th day of March, in the year of our Lord 1853, was read the first time.

The treaty for the free navigation of the rivers Parana and Uruguay, between the United States and the Argentine Confederation, concluded at San José de Flores on the 10th day of July, in the year of our Lord 1853, was read the first time.

The treaty of friendship, commerce, and navigation, between the United States and the Argentine Confederation, concluded at San José on the 27th of July, in the year of our Lord 1853, was read the first time.

The convention for the mutual extradition of fugitives from justice in certain cases, concluded between the Government of the United States on the one part, and the Kingdom of Bavaria on the other part, at London, the 12th day of September, 1853, and the 78th year of the Independence of the United States, was read the first time.

On motion by Mr. Mason,

Ordered, That the treaties and convention received this day, together with the messages accompanying the same, be referred to the Committee on Foreign Relations and printed in confidence for the use of the Senate. (1-4)

On motion by Mr. Mason,

Ordered, That the following treaties heretofore communicated to the Senate by the President, and not definitely acted on, be again referred to the Committee on Foreign Relations and printed in confidence for the use of the Senate, to wit:

Convention between the United States of America and the Mexican Republic for the mutual surrender of fugitive criminals, concluded at Washington the 20th day of July, in the year of our Lord 1850. (12)

Convention between the United States of America and Belgium for regulating the right of inheriting and acquiring property, concluded at the city of Washington the 25th day of August, in the year of our Lord 1852. (5)

Convention between the United States of America and Her Britannic Majesty for the establishment of international copyright, concluded at Washington the 17th day of February, in the year of our Lord 1853. (6)

New draft of a general convention of friendship, reciprocal establishments, commerce, and for the surrender of fugitive criminals, between the United States of America and the Swiss Confederation, concluded at the city of Berne the 25th of November, 1850. (7)

Treaty of extradition between the United States and Belgium, concluded at Washington the 11th February, 1853. (8)

Treaty of friendship, commerce, and navigation between the United States of America and the Oriental Republic of Uruguay, concluded at Monte Video on the 28th day of August, in the year of our Lord 1852. (9)

THURSDAY, DECEMBER 22, 1853.

Mr. Hunter, from the Committee on Finance, to whom were referred, the 20th instant, the nominations of John M. Eckfeldt, John Hewson, and Angostin Harraszthey, reported.

Whereupon

Resolved, That the Senate advise and consent to the appointment of the said persons, agreeably to their nominations respectively.

Mr. Hamlin, from the Committee on Commerce, to whom was referred, the 20th instant, the nomination of Thomas Steere, reported.

Whereupon

Resolved, That the Senate advise and consent to his appointment, agreeably to the nomination.

On motion by Mr. Mason,

Ordered, That the Superintendent of the Public Printing, appointed under the "act to provide for executing the public printing and establishing the prices thereof, and for other purposes," approved the 26th August, 1852, together with the clerks employed, or who may be employed, in the office of said Superintendent, shall take, before a magistrate duly authorized to administer oaths, and subscribe the following oath, to wit:

"Be it remembered that we, the Superintendent of Public Printing and clerks employed in his office, whose names are subscribed hereto, do, each for himself, solemnly swear to keep inviolably secret the contents or matter of any and all such papers or documents as may be ordered by the Senate to be printed in confidence or under the injunction of secrecy, which may pass through our hands or come to the knowledge of either of us, in pursuance of the third section of the 'Act to provide for executing the public printing and establishing the prices thereof, and for other purposes,' approved the 26th August, 1852, until relieved from such injunction or obligation of secrecy by an order of the Senate, and that neither of us will retain any copy or part of a copy, note or extract from any such paper or document, nor permit any other person not bound by this or a similar oath to do so, nor permit any person not so bound to see any such paper or document, and that the original and every copy and part of a copy thereof directed to be printed and received under seal from the Secretary of the Senate shall be placed in the hands of such persons engaged in the office of the printer of the Senate alone as may have taken the oath prescribed by the order of the Senate in executive session of the 30th of December, 1847, and that when the printing shall have been executed it shall be immediately delivered under seal to the Secretary of the Senate.

"Sworn to and subscribed at the city of Washington this — day of —, in the year one thousand eight hundred and —."

Which oath, when signed and executed, together with the oath taken by the persons engaged in the printing, shall be placed on file in the office of the Secretary of the Senate.

TUESDAY, JANUARY 3, 1854.

The following messages were received from the President of the United States, by Mr. Webster, his secretary:

To the Senate of the United States:

I nominate Elias H. Haines, of Ohio, to be consul of the United States for the port of Spezzia, in the Kingdom of Sardinia.

FRANKLIN PIERCE.

WASHINGTON, 20 December, 1853.

To the Senate of the United States:

I nominate Thomas Rainey, of New York, to be consul of the United States for the Republic of Bolivia.

FRANKLIN PIERCE.

WASHINGTON, 20 December, 1853.

To the Senate of the United States :

I nominate William Crosby, of Ohio, to be consul of the United States for the port of Talcahuano, in the Republic of Chil , in the place of Samuel Eckel, recalled.

FRANKLIN PIERCE.

WASHINGTON, 20 December, 1853.

To the Senate of the United States ;

I nominate Josiah L. Parish, of Oregon, to be agent for the Indians in Oregon, vice Joseph M. Garrison, resigned.

FRANKLIN PIERCE.

WASHINGTON, December 27, 1853.

To the Senate of the United States :

I withdraw the nomination of Elias H. Haines for the appointment of consul of the United States for the port of Spezzia, in the Kingdom of Sardinia, information having this day been received of his decease.

FRANKLIN PIERCE.

WASHINGTON, 29th December, 1853.

The messages were read.

Ordered, That the nominations of Thomas Rainey and William Crosby be referred to the Committee on Commerce.

Ordered, That the nomination of Josiah L. Parish be referred to the Committee on Indian Affairs.

Mr. Brodhead, from the Committee on Naval Affairs, to whom was referred, the 14th December, the nomination of Albert G. Allen, reported.

Whereupon

Resolved, That the Senate advise and consent to his appointment, agreeably to the nomination.

Mr. Bright submitted the following resolution ; which was considered, by unanimous consent, and agreed to:

Resolved, That the President be requested, if, in his opinion, consistent with the public interest, to communicate to the Senate, either in executive session or otherwise, as he may deem best, copies of any correspondence or communications which may have passed between the Government of the United States and the Mexican Republic, either at Washington or at Mexico, touching the eleventh article of the treaty of Guadalupe-Hidalgo, and copies of any instructions which may have been given to the minister of the United States at Mexico on that subject.

WEDNESDAY, JANUARY 11, 1854.

The following messages were received from the President of the United States, by Mr. Webster, his secretary:

To the Senate of the United States :

I nominate the officers named in the accompanying list for promotion and appointment in the Army of the United States, as proposed by the Secretary of War.

FRANKLIN PIERCE.

WASHINGTON, January 4, 1854.

WAR DEPARTMENT, *December 14, 1853.*

SIR: I have the honor to lay before you the annexed list of promotions and appointments in the Army of the United States:

I. REGULAR PROMOTIONS.

Adjutant-General's Department.

Brevet Captain William W. Mackall, Assistant Adjutant-General, the senior of his grade, to be assistant adjutant-general with the brevet rank of major, August 5, 1853, vice Bliss, deceased.

Medical Department.

Assistant Surgeon Bernard M. Byrne to be surgeon, March 31, 1853, vice Hitchcock, resigned.

Assistant Surgeon Eugene H. Abadie to be surgeon, July 24, 1853, vice Wells, deceased.

Assistant Surgeon Charles McCormick to be surgeon, December 7, 1853, vice Mower, deceased.

Corps of Engineers.

First Lieutenant Henry W. Halleck to be captain, July 1, 1853, having served "fourteen years continuous service as lieutenant."

First Lieutenant Jeremy F. Gilmer to be captain, July 1, 1853, having served "fourteen years continuous service as lieutenant."

Second Lieutenant Edward B. Hunt to be first lieutenant, July 1, 1853, vice Halleck, promoted.

Second Lieutenant Charles S. Stewart to be first lieutenant, July 1, 1853, vice Gilmer, promoted.

Second Lieutenant George B. McClellan to be first lieutenant, July 1, 1853, vice H. L. Smith, promoted.

Brevet Second Lieutenant Walter H. Stevens to be second lieutenant, May 28, 1853, the date of Captain Mansfield's appointment as inspector-general.

Brevet Second Lieutenant Quincy A. Gillmore to be second lieutenant, September 5, 1853, the date of Capt'n Mason's death.

Brevet Second Lieutenant Frederick E. Prime to be second lieutenant, September 13, 1853, the date of Captain H. L. Smith's death.

Corps of Topographical Engineers.

First Lieutenant George Thom to be captain, July 1, 1853, having served "fourteen years continuous service as lieutenant."

Second Lieutenant Edmund L. F. Hardcastle to be first lieutenant, July 1, 1853, vice Thom, promoted.

Brevet Second Lieutenant Robert S. Williamson to be second lieutenant, October 26, 1853, the date of Captain Gunnison's death.

Ordnance Department.

First Lieutenant Franklin D. Callender to be captain, July 1, 1853, having served "fourteen years continuous service as lieutenant."

First Lieutenant Thomas L. Ringgold to be captain, July 1, 1853, having served "fourteen years continuous service as lieutenant."

Second Lieutenant John C. Symmes to be first lieutenant, July 1, 1853, vice Callender, promoted.

Second Lieutenant Stephen V. Benét to be first lieutenant, July 1, 1853, vice Ringgold, promoted.

Brevet Second Lieutenant William T. Welcker to be second lieutenant, June 26, 1853, the date of Captain Walbach's death.

Brevet Second Lieutenant John W. Todd to be second lieutenant, September 20, 1853, the date of Captain Morgan's death.

First Regiment of Dragoons.

First Lieutenant Abraham Buford to be captain, July 1, 1853, vice Steen, promoted major in the Second Regiment of Dragoons.

Second Lieutenant Samuel D. Sturgis to be first lieutenant, July 15, 1853, vice Buford, promoted.

Brevet Second Lieutenant Robert Williams to be second lieutenant, July 15, 1853, vice Sturgis, promoted.

Brevet Second Lieutenant Kenner Garrard to be second lieutenant, October 31, 1853, vice Graham, resigned.

Second Regiment of Dragoons.

Major Philip St. George Cooke to be lieutenant-colonel, July 15, 1853, vice Boone, resigned.

Captain Enoch Steen, of the First Regiment of Dragoons, to be major, July 15, 1853, vice Cooke, promoted.

First Lieutenant Patrick Calhoun to be captain, September 6, 1853, vice Arnold, deceased.

Second Lieutenant John Buford, jr., to be first lieutenant, July 9, 1853, vice Kane, deceased.

Second Lieutenant Charles H. Tyler to be first lieutenant, September 6, 1853, vice Calhoun, promoted.

Brevet Second Lieutenant Charles E. Norris to be second lieutenant, July 9, 1853, vice Buford, promoted.

Brevet Second Lieutenant David S. Stanley to be second lieutenant, September 6, 1853, vice Tyler, promoted.

Regiment of Mounted Riflemen.

Captain John S. Simonson to be major, September 16, 1853, vice Sanderson, deceased.

First Lieutenant Thomas Claiborne, junior, to be captain, August 30, 1853, vice Newton, deceased.

First Lieutenant Thomas G. Rhett to be captain, September 16, 1853, vice Simonson, promoted.

Second Lieutenant Alfred Gibbs to be first lieutenant May 31, 1853, vice Frost, resigned.

Second Lieutenant George H. Gordon to be first lieutenant, August 30, 1853, vice Claiborne, promoted.

Second Lieutenant William B. Lane to be first lieutenant, September 16, 1853, vice Rhett, promoted.

Brevet Second Lieutenant Lawrence S. Baker to be second lieutenant, May 31, 1853, vice Gibbs, promoted.

Brevet Second Lieutenant Jerome N. Bonaparte, jr., to be second lieutenant, August 30, 1853, vice Gordon, promoted.

Brevet Second Lieutenant George B. Cosby to be second lieutenant, September 16, 1853, vice Lane, promoted.

First Regiment of Artillery.

Captain Allen Lowd, of the Second Regiment of Artillery, to be major, October 8, 1853, vice Childs, deceased.

Second Lieutenant William Silvey to be first lieutenant, October 31, 1853, vice Woods, resigned.

Brevet Second Lieutenant John M. Schofield, of the Second Regiment of Artillery, to be second lieutenant, August 31, 1853, vice DeVeuve, resigned.

Brevet Second Lieutenant George Bell, of the Fourth Regiment of Artillery, to be second lieutenant, October 31, 1853, vice Silvey, promoted.

Second Regiment of Artillery.

First Lieutenant Augustus A. Gibson to be captain, July 9, 1853, vice Luther, deceased.

First Lieutenant William Hays to be captain, October 8, 1853, vice Lowd, promoted major in the First Regiment of Artillery.

Second Lieutenant Thomas S. Rhett to be first lieutenant, May 10, 1853, vice J. S. Totten, deceased.

Second Lieutenant Thomas J. Haines to be first lieutenant, July 9, 1853, vice Gibson, promoted.

Second Lieutenant Edward R. Platt to be first lieutenant, October 8, 1853, vice Hays, promoted.

Second Lieutenant John C. Moore to be first lieutenant, October 18, 1853, vice Cook, deceased.

Second Lieutenant John A. Mebane to be first lieutenant, November 1, 1853, vice Butler, deceased.

Brevet Second Lieutenant John Mullan, jr., of the First Regiment of Artillery, to be second lieutenant, May 10, 1853, vice Rhett, promoted.

Brevet Second Lieutenant George L. Hartsuff, of the Fourth Regiment of Artillery, to be second lieutenant, June 12, 1853, vice McNeil, deceased.

Brevet Second Lieutenant William S. Smith, of the Third Regiment of Artillery, to be second lieutenant, July 9th, 1853, vice Haines, promoted.

Brevet Second Lieutenant Matthew M. Blunt, of the First Regiment of Artillery, to be second lieutenant, September 30, 1853, vice Hascall, resigned.

Brevet Second Lieutenant Thomas M. Vincent to be second lieutenant, October 8, 1853, vice Platt, promoted.

Brevet Second Lieutenant Henry C. Symonds, of the First Regiment of Artillery, to be second lieutenant, October 18, 1853, vice Moore, promoted.

Brevet Second Lieutenant James D. Burns, jr., of the Third Regiment of Artillery, to be second lieutenant, November 1, 1853, vice Mebane, promoted.

Third Regiment of Artillery.

Second Lieutenant William A. Winder to be first lieutenant, August 22, 1853, vice Brown, deceased.

Second Lieutenant Richard H. Smith to be first lieutenant, September 6, 1853, vice W. T. Sherman, resigned.

Second Lieutenant Isaac W. Patton to be first lieutenant, October 2, 1853, vice Burnside, resigned.

Brevet Second Lieutenant James Van Voast to be second lieutenant, August 22, 1853, vice Winder, promoted.

Brevet Second Lieutenant Sylvester Mowry to be second lieutenant, September 6, 1853, vice Smith, promoted.

Brevet Second Lieutenant George R. Bissell, of the Fourth Regiment of Artillery, to be second lieutenant, October 2, 1853, vice Patton, promoted.

Fourth Regiment of Artillery.

Captain William W. Morris to be major, November 4, 1853, vice Webster, deceased.

First Lieutenant George W. Getty to be captain, November 4, 1853, vice Morris, promoted.

Second Lieutenant Truman K. Walbridge to be first lieutenant, October 8, 1853, vice Whiting, deceased.

Second Lieutenant Grier Tallmadge, to be first lieutenant, November 4, 1853, vice Getty, promoted.

Second Lieutenant John C. Booth to be first lieutenant, November 25, 1853, vice Hayes, deceased.

Brevet Second Lieutenant John Mendenhall to be second lieutenant, October 8, 1853, vice Walbridge, promoted.

Brevet Second Lieutenant William R. Terrill, of the Third Regiment of Artillery, to be second lieutenant, November 4, 1853, vice Tallmadge, promoted.

Brevet Second Lieutenant Louis H. Pelonge to be second lieutenant, November 11, 1853, vice Dungan, deceased.

Brevet Second Lieutenant Owen F. Solomon, of the Second Regiment of Artillery, to be second lieutenant, November 25, 1853, vice Booth, promoted.

First Regiment of Infantry.

Lieutenant-Colonel Joseph Plympton, of the Seventh Regiment of Infantry, to be colonel, June 9, 1853, vice Riley, deceased.

Second Lieutenant Seth M. Barton to be first lieutenant, June 1, 1853, vice Viele, resigned.

Brevet Second Lieutenant Edwin D. Phillips to be second lieutenant, June 7, 1853, vice Barton, promoted.

Second Regiment of Infantry.

Brevet Second Lieutenant John D. O'Connell to be second lieutenant, July 31, 1853, vice Haile, deceased.

Fourth Regiment of Infantry.

First Lieutenant Ulysses S. Grant to be captain, August 5, 1853, vice Bliss, deceased.

First Lieutenant Henry M. Judah to be captain, September 29, 1853, vice Alden, resigned.

Second Lieutenant Edmund Underwood to be first lieutenant, March 24, 1853, vice Edmund Russell, deceased.

Second Lieutenant Joseph B. Collins to be first lieutenant, July 7, 1853, vice Scott, resigned.

Second Lieutenant John C. Bonneycastle to be first lieutenant, August 5, 1853, vice Grant, promoted.

Second Lieutenant Hiram Dryer to be first lieutenant, September 29, 1853, vice Judah, promoted.

Brevet Second Lieutenant August V. Kantz to be second lieutenant, March 24, 1853, vice Underwood, promoted.

Brevet Second Lieutenant George Crook to be second lieutenant, July 7, 1853, vice Collins, promoted.

Fifth Regiment of Infantry.

Second Lieutenant Augustus H. Seward to be first lieutenant, April 30, 1853, vice Hamilton, resigned.

Brevet Second Lieutenant Donald C. Stith to be second lieutenant, April 30, 1853, vice Seward, promoted.

Sixth Regiment of Infantry.

First Lieutenant Rensselaer W. Foote to be captain, June 9, 1853, vice Alexander, promoted major in the Eighth Regiment of Infantry, and Belger, assistant quartermaster, who vacates his regimental commission.

Second Lieutenant Henry Heth to be first lieutenant, June 9, 1853, vice Belger, assistant quartermaster, who vacates his regimental commission.

Second Lieutenant Levi C. Bootes to be first lieutenant, June 9, 1853, vice Foote, promoted.

Brevet Second Lieutenant John T. Shaaff to be second lieutenant, June 9, 1853, vice Heth, promoted.

Brevet Second Lieutenant Hugh B. Fleming to be second lieutenant, June 9, 1853, vice Bootes, promoted.

Seventh Regiment of Infantry.

Major Pitcairn Morrison, of the Eighth Regiment of Infantry, to be lieutenant-colonel, June 9, 1853, vice Plympton, promoted colonel of the First Regiment of Infantry.

Second Lieutenant Thomas Henry to be first lieutenant, October 24, 1853, vice Tyler, deceased.

Brevet Second Lieutenant John H. Forney to be second lieutenant, October 24, 1853, vice Henry, promoted.

Eighth Regiment of Infantry.

Captain Thomas L. Alexander, of the Sixth Regiment of Infantry, to be major, June 9, 1853, vice Morrison, promoted lieutenant-colonel of the Seventh Regiment of Infantry.

Brevet Second Lieutenant Philip Stockton to be second lieutenant, October 11, 1853, vice Barber, deceased.

APPOINTMENTS.

Adjutant-General's Department.

Brevet Captain Seth Williams, first lieutenant in the First Regiment of Artillery, to be assistant adjutant-general with the brevet rank of captain, vice Mackall, promoted, to date from August 16, 1853.

Inspector-General's Department.

Brevet Colonel Joseph K. F. Mansfield, captain in the Corps of Engineers, to be inspector-general with the rank of colonel, vice McCall, resigned, to date from May 28, 1853.

Quartermaster's Department.

First Lieutenant William K. Van Bokkelen, of the Seventh Regiment of Infantry, to be assistant quartermaster with the rank of captain, vice Searle, deceased, to date from July 28, 1853.

Subsistence Department.

Brevet Captain Charles L. Kilburn, first lieutenant in the Third Regiment of Artillery, to be commissary of subsistence with the rank of captain, vice Sherman, resigned, to date from September 16, 1853.

Medical Department.

Andrew J. Foard, of Georgia, to be assistant surgeon, vice Byrne, promoted, to date from May 11, 1853.

Edward P. Vollum, of New York, to be assistant surgeon, vice Southgate, resigned, to date from May 31, 1853.

John Moore, of Indiana, to be assistant surgeon, vice Conrad, dropped from the roll, to date from June 29, 1853.

Andrew K. Smith, of Connecticut, to be assistant surgeon, vice Abadie, promoted, to date from July 26, 1853.

Richard Potts, of Maryland, to be assistant surgeon, vice William Hammond, resigned, to date from September 16, 1853.

Richard H. Alexander, of Kentucky, to be assistant surgeon, vice Deyerle, deceased, to date from December 2, 1853.

George Suckley, of New York, to be assistant surgeon, vice E. H. Watson, lost at sea, to date from December 2, 1853.

Ordnance Department.

Theodore J. Eckerson, of Washington Territory, to be military storekeeper, vice Comstock, resigned, to date from September 16, 1853.

Graduates of the Military Academy attached to the Army as brevet second lieutenants, to take rank as such from July 1, 1853, in conformity with the fourth section of the act approved April 29, 1812, entitled, "An act making further provision for the Corps of Engineers":

Corps of Engineers.

Cadet James B. McPherson.

Cadet William P. Craighill.

Corps of Topographical Engineers.

Cadet William R. Boggs.

Ordnance Department.

Cadet Joshua W. Sill.
Cadet Francis J. Shunk.

Dragoon arm.

Cadet Thomas Hight.
Cadet Nelson B. Sweitzer.
Cadet Benjamin Allston.
Cadet William W. Lowe.
Cadet Henry B. Davidson.

Regiment of Mounted Riflemen.

Cadet John S. Bowen.
Cadet John H. Edson.
Cadet John R. Chambliss, jr.

Artillery arm.

Cadet William S. Smith.
Cadet John M. Schofield.
Cadet Matthew M. Blunt.
Cadet George R. Bissell.
Cadet Thomas M. Vincent.
Cadet Henry O. Symonds.
Cadet George Bell.
Cadet James D. Burns, jr.
Cadet William R. Terrill.
Cadet Louis H. Pelouze.
Cadet Owen F. Solomon.
Cadet La Rhett L. Livingston.
Cadet Richard O. Duryea.
Cadet John G. Chandler.
Cadet Robert O. Tyler.
Cadet Walworth Jenkins.
Cadet James L. White.

Infantry arm.

Cadet Benjamin F. Chamberlain.
Cadet Thomas Wilson.
Cadet William McE. Dye.
Cadet Philip H. Sheridan.
Cadet William A. Webb.
Cadet John L. Grattan.
Cadet Elmer Otis.
Cadet Alfred E. Latimer.
Cadet Benjamin F. Smith.
Cadet Silas P. Higgins.
Cadet Henry H. Walker.
Cadet Edmund C. Jones.
Cadet Alexander Chambers.
Cadet John B. Hood.
Cadet James A. Smith.
Cadet Robert F. Hunter.
Cadet Thomas M. Jones.

Cadet Augustus H. Plummer.

Cadet James B. McIntyre.

Cadet Lucius L. Rich.

Cadet Reuben R. Ross.

Cadet William Craig.

I am, sir, with much respect, your obedient servant,

JEFFER. DAVIS,

Secretary of War.

To the PRESIDENT OF THE UNITED STATES.

To the Senate of the United States :

I nominate William P. Davis, of Illinois, to be register of the land office at Danville, Illinois, vice Richard S. Molony, resigned.

FRANKLIN PIERCE.

WASHINGTON, D. C., *January 9, 1854.*

To the Senate of the United States :

I nominate John G. Reardon to be receiver of public moneys at Newnansville, Florida, vice Samuel Russell, deceased.

FRANKLIN PIERCE.

WASHINGTON CITY, *January 9, 1854.*

To the Senate of the United States :

I nominate Franklin Torrey, of Massachusetts, to be consul of the United States at Carrara, in Italy, in the place of William Walton, recalled.

FRANKLIN PIERCE.

WASHINGTON, *9 January, 1854.*

To the Senate of the United States:

I nominate William P. Chandler, of Delaware, to be consul of the United States for the city and Kingdom of Tunis, in the place of Samuel D. Heap.

FRANKLIN PIERCE.

WASHINGTON, *January 9, 1854.*

To the Senate of the United States :

I nominate F. W. Behn, of Kentucky, to be consul of the United States for the port of Messina, in the island of Sicily, in the place of Alexander H. Clements, recalled.

FRANKLIN PIERCE.

WASHINGTON, *9th January, 1854.*

To the Senate of the United States:

Commissions having been granted during the recess of the Senate to the following persons for the offices respectively annexed to their names, I now nominate them to the same, viz:

Henry F. Hancock collector of the customs for district and inspector of the revenue for the port of Washington, in the State of North Carolina, vice Richard H. I. Blount, removed.

Gideon Bradford collector of the customs for the district of Providence, in the State of Rhode Island, vice William R. Watson, removed.

George H. Reynolds collector of the customs for the district of Bristol and Warren, in the State of Rhode Island, vice I. R. Bullock, resigned.

John Lynch collector of the customs for the district of Richmond, in the State of Virginia, vice Lilburn H. Trigg, resigned.

George Turner collector of the customs for the district of Newport, in the State of Rhode Island, vice Edward W. Lawton, removed.

Henry Hobart collector of the customs for the district of New London, in the State of Connecticut, vice Nicoll Fosdick, removed.

James Lytle collector of the customs for the district and inspector of the revenue for the port of Presque Isle, in State of Pennsylvania, vice William M. Gallagher, removed.

Philip I. Barziza collector of the customs for the district and inspector of the revenue for the port of Yorktown, in the State of Virginia, vice William S. Mallicote, removed.

Eben W. Allen collector of the customs for the district and inspector of the revenue for the port of Nantucket, in the State of Massachusetts, vice William R. Easton, removed.

William Bartoll collector of the customs for the district of Marblehead, in the State of Massachusetts, vice James Gregory, removed.

William S. Pomeroy collector of the customs for the district and inspector of the revenue for the port of Fairfield, in the State of Connecticut, vice William Henry Peet, removed.

Samuel T. Sawyer collector of the customs for the district of Norfolk and Portsmouth, and inspector of the revenue for the port of Norfolk, in the State of Virginia, vice William Garnett, removed.

Hugh Archer collector of the customs for the district and inspector of the revenue for the port of St. Mark's, in the State of Florida, vice Robert W. Alston, resigned.

Ezra Chesebro collector of the customs for the district and inspector of the revenue for the port of Stonington, in the State of Connecticut, vice Oliver York, removed.

John S. Parker collector of the customs for the district and inspector of the revenue for the port of Cherrystone, in the State of Virginia, vice Peter S. Bowdoin, removed.

John A. Sherrad collector of the customs for the district of Burlington, to reside at Lamberton, in the State of New Jersey, vice Hiram Lenox, removed.

Julius A. Baratte collector of the customs for the district and inspector of the revenue for the port of St. Mary's, in the State of Georgia, vice John H. Dilworth, deceased.

Robert N. McMillan collector of the customs for the district of Teche and inspector of the revenue for the port of Franklin, in the State of Louisiana, vice Robert Hare, removed.

Ephraim K. Smart collector of the customs for the district and inspector of the revenue for the port of Belfast, in the State of Maine, vice Adams Treat, resigned.

Heman J. Redfield collector of the customs for the district of New York, in the State of New York, vice Greene C. Bronson, removed.

FRANKLIN PIERCE.

WASHINGTON, *January 11, 1854.*

The messages were read.

Ordered, That the nominations of William P. Davis and John G. Reardon be referred to the Committee on Public Lands.

Ordered, That the nominations of Franklin Torrey, William P. Chandler, and F. W. Behn be referred to the Committee on Commerce.

Ordered, That the nominations of Henry F. Hancock and other officers of the customs be referred to the Committee on Commerce.

Ordered, That the nominations of William W. Mackall and others for promotion and appointment in the Army of the United States be referred to the Committee on Military Affairs.

On motion by Mr. Gwin,

Ordered, That the Committee on the Judiciary be discharged from the consideration of the nomination of John H. Kune, and that the message containing the same be returned to the President of the United States.

Mr. Butler, from the Committee on the Judiciary, to whom was referred, the 20th December, the nomination of Farris B. Streeter, reported.

Mr. Butler, from the Committee on the Judiciary, to whom was referred, the 20th December, the nomination of William F. Giles, reported.

Whereupon

Resolved, That the Senate advise and consent to his appointment, agreeably to the nomination.

Mr. Sebastian, from the Committee on Indian Affairs, to whom was referred, the 3d instant, the nomination of Josiah L. Parish, reported.

Whereupon

Resolved, That the Senate advise and consent to his appointment, agreeably to the nomination.

Mr. Hamlin, from the Committee on Commerce, to whom were referred, the 3d instant, the nominations of Thomas Rainey and William Crosby, reported.

Whereupon

Resolved, That the Senate advise and consent to the appointment of the said persons, agreeably to their nominations respectively.

MONDAY, JANUARY 16, 1854.

The following messages were received from the President of the United States, by Mr. Webster, his secretary :

To the Senate of the United States :

I nominate Benjamin B. French, of Washington, D. C., who was commissioned during the recess of the Senate, to be Commissioner of Public Buildings, vice William Easby, resigned.

FRANKLIN PIERCE.

WASHINGTON, D. C., *January 16, 1854.*

To the Senate of the United States :

I nominate for reappointment the following named justices of the peace for the county of Washington, in the District of Columbia, whose commissions will expire on the 15th day of January, 1854.

Robert H. Clements,

Benjamin K. Morsell,

David Saunders,

Nicholas B. Vanzandt,

Robert White,

B. B. French.

FRANKLIN PIERCE.

JANUARY 16, 1854.

To the Senate of the United States :

I nominate Charles K. Gardner, of the District of Columbia, who was commissioned during the recess of the Senate, to be surveyor general of the United States for the district of Oregon, vice John B. Preston, removed.

FRANKLIN PIERCE.

WASHINGTON, D. C., *January 16, 1854.*

To the Senate of the United States :

I nominate Charles S. Frailey, of Ohio, who was commissioned during the recess of the Senate, to be the principal clerk of public lands in the General Land Office, vice Edward A. Cabell, resigned.

FRANKLIN PIERCE.

WASHINGTON, D. C., *January 16, 1854.*

To the Senate of the United States :

I nominate Samuel A. Hill, of Missouri, who was commissioned during the recess of the Senate, to be register of the land office at Jackson, Missouri, vice Greer W. Davis, removed.

FRANKLIN PIERCE.

WASHINGTON, D. C., *January 16, 1854.*

To the Senate of the United States :

I nominate Samuel M. Hawkins, who was commissioned during the recess of the Senate, to be register of the land office at Grenada, Mississippi, vice William Henley, removed.

FRANKLIN PIERCE.

WASHINGTON, D. C., *January 16, 1854.*

To the Senate of the United States :

I nominate John O. Henning, who was commissioned during the recess of the Senate, to be register of the land office at Willow River, Wisconsin, vice Francis P. Catlin, removed.

FRANKLIN PIERCE.

WASHINGTON, D. C., *January 16, 1854.*

To the Senate of the United States :

I nominate John C. Heberd, of Indiana, who was commissioned during the recess of the Senate, to be receiver of public moneys at Vincennes, Indiana, vice R. N. Carnan, removed.

FRANKLIN PIERCE.

WASHINGTON, D. C., *January 16, 1854.*

To the Senate of the United States :

I nominate Damon Hauser, of Illinois, who was commissioned during the recess of the Senate, to be receiver of public moneys at Quincy, Illinois, vice Henry V. Sullivan, removed.

FRANKLIN PIERCE.

WASHINGTON, D. C., *January 16, 1854.*

To the Senate of the United States :

I nominate James M. Gould, of Florida, who was commissioned during the recess of the Senate, to be register of the land office at St. Augustine, Florida, vice Antonio J. Noda, removed.

FRANKLIN PIERCE.

WASHINGTON, D. C., *January 16, 1854.*

To the Senate of the United States :

I nominate Arthur J. Gallagher, of Illinois, who was commissioned during the recess of the Senate, to be register of the land office at Vandalia, Illinois, vice James M. Davis, removed.

FRANKLIN PIERCE.

WASHINGTON, D. C., *January 16, 1854.*

To the Senate of the United States:

I nominate Henry L. Garland, of Louisiana, who was commissioned during the recess of the Senate, to be receiver of the public moneys at Opelousas, Louisiana, vice Alphonse Lastropes, removed.

FRANKLIN PIERCE.

WASHINGTON, D. C., *January 16, 1854.*

To the Senate of the United States:

I nominate Francis P. Ferriera, of Florida, who was commissioned during the recess of the Senate, to be receiver of public moneys at St. Augustine, Florida, vice Thomas T. Russell, removed.

FRANKLIN PIERCE.

WASHINGTON, D. C., *January 16, 1854.*

To the Senate of the United States:

I nominate Albert G. Ellis, of Wisconsin, who was commissioned during the recess of the Senate, to be receiver of public moneys at Stevens Point, Wisconsin.

FRANKLIN PIERCE.

WASHINGTON, D. C., *January 16, 1854.*

To the Senate of the United States:

I nominate Fielding L. Dowsing, who was commissioned during the recess of the Senate, to be register of the land office at Columbus, Mississippi, vice William Dowsing, resigned.

FRANKLIN PIERCE.

WASHINGTON, D. C., *January 16, 1854.*

To the Senate of the United States:

I nominate John Cunningham, of Alabama, who was commissioned during the recess of the Senate, to be register of the land office at Lebanon, Alabama, vice John L. Barnard, removed.

FRANKLIN PIERCE.

WASHINGTON, D. C., *January 16, 1854.*

To the Senate of the United States:

I nominate John W. Culbertson, of Iowa, who was commissioned during the recess of the Senate, to be receiver of public moneys at Fairfield, Iowa, vice William H. Wallace, removed.

FRANKLIN PIERCE.

WASHINGTON, D. C., *January 16, 1854.*

To the Senate of the United States:

I nominate Drury Bynum, of Mississippi, who was commissioned during the recess of the Senate, to be register of the land office at Augusta, Mississippi, vice John L. Allen, removed.

FRANKLIN PIERCE.

WASHINGTON, D. C., *January 16, 1854.*

To the Senate of the United States:

I nominate John A. Bryan, of Wisconsin, who was commissioned during the recess of the Senate, to be register of the land office at Menasha, Wisconsin, vice Alexander Spaulding, removed.

FRANKLIN PIERCE.

WASHINGTON, D. C., *January 16, 1854.*

To the Senate of the United States :

I nominate Theodore W. Brevard, of Florida, who was commissioned during the recess of the Senate, to be register of the land office at Tallahassee, Florida, vice H. R. W. Andrews, resigned.

FRANKLIN PIERCE.

WASHINGTON, D. C., *January 16, 1854.*

To the Senate of the United States :

I nominate Abraham Brawley, of Wisconsin, who was commissioned during the recess of the Senate, to be register of the land office at Stevens Point, Wisconsin.

FRANKLIN PIERCE.

WASHINGTON, D. C., *January 16, 1854.*

To the Senate of the United States :

I nominate Joseph Bell, of Mississippi, who was commissioned during the recess of the Senate, to be register of the land office at Jackson, Mississippi, vice Austin Morgan, removed.

FRANKLIN PIERCE.

WASHINGTON, D. C., *January 16, 1854.*

To the Senate of the United States :

I nominate Elias E. Buckner, of Missouri, who was commissioned during the recess of the Senate, to be receiver of public moneys at Fayette, Missouri, vice Samuel C. Major, removed.

FRANKLIN PIERCE.

WASHINGTON, D. C., *January 16, 1854.*

To the Senate of the United States :

I nominate George M. Beattie, of Missouri, who was commissioned during the recess of the Senate, to be receiver of public moneys at Jackson, Missouri, vice Ralph Gould, removed.

FRANKLIN PIERCE.

WASHINGTON, D. C., *January 16, 1854.*

To the Senate of the United States :

I nominate Otis Hoyt, of Wisconsin, who was commissioned during the recess of the Senate, to be receiver of public moneys at Willow River, Wisconsin, vice Moses L. Gibson, removed.

FRANKLIN PIERCE.

WASHINGTON, D. C., *January 16, 1854.*

To the Senate of the United States :

I nominate Francis Huebschmann, of Wisconsin, who was commissioned during the recess of the Senate, to be superintendent of Indian affairs for the Northern Superintendency, vice E. Murray, removed.

FRANKLIN PIERCE.

WASHINGTON, D. C., *January 16, 1854.*

To the Senate of the United States :

I nominate Alfred Cumming, of Missouri, who was commissioned during the recess of the Senate, to be superintendent of Indian affairs in the Central Superintendency, vice D. D. Mitchell, removed.

FRANKLIN PIERCE.

WASHINGTON, D. C., *January 16, 1854.*

To the Senate of the United States :

I nominate Edward A. Bedell, of Illinois, who was commissioned during the recess of the Senate, to be agent for the Indians in Utah, vice Jacob H. Holeman, removed.

FRANKLIN PIERCE.

WASHINGTON, D. C., *January 16, 1854.*

To the Senate of the United States :

I nominate David B. Herriman, of Indiana, who was commissioned during the recess of the Senate, to be agent for the Chippewas, vice John S. Watrous, removed.

FRANKLIN PIERCE.

WASHINGTON, D. C., *January 16, 1854.*

To the Senate of the United States :

I nominate Henry O. Gilbert, of Michigan, who was commissioned during the recess of the Senate, to be agent for the Indians in Michigan, vice William Sprague, removed.

FRANKLIN PIERCE.

WASHINGTON, D. C., *January 16, 1854.*

To the Senate of the United States :

I nominate Edmund A. Graves, who was commissioned during the recess of the Senate, to be agent for the Indians in New Mexico, vice Michael Steck, removed.

FRANKLIN PIERCE.

WASHINGTON, D. C., *January 16, 1854.*

To the Senate of the United States :

I nominate James M. Gatewood, of Missouri, who was commissioned during the recess of the Senate, to be agent for the Otoes Missourias, Pawnees, and Omahas, vice John E. Barrow, removed.

FRANKLIN PIERCE.

WASHINGTON, D. C., *January 16, 1854.*

To the Senate of the United States :

I nominate William H. Garret, of Illinois, who was commissioned during the recess of the Senate, to be agent for the Creeks, vice William H. Raiford, removed.

FRANKLIN PIERCE.

WASHINGTON, D. C., *January 16, 1854.*

To the Senate of the United States :

I nominate Jonathan E. Fletcher, of Iowa, who was commissioned during the recess of the Senate, to be agent for the Winnebagoes, vice Abram Fridley, removed.

FRANKLIN PIERCE.

WASHINGTON, D. C., *January 16, 1854.*

To the Senate of the United States :

I nominate Andrew I. Dorn, of Missouri, who was commissioned during the recess of the Senate, to be agent for the Osages, Senecas, Quapaws, and Senecas and Shawnees, vice William J. J. Morrow, removed.

FRANKLIN PIERCE.

WASHINGTON, D. C., *January 16, 1854.*

To the Senate of the United States :

I nominate Douglass H. Cooper, of Mississippi, who was commissioned during the recess of the Senate, to be agent for the Choctaws, vice William Wilson, removed.

FRANKLIN PIERCE.

WASHINGTON, D. C., *January 16, 1854.*

To the Senate of the United States :

I nominate Samuel H. Culver, of Oregon, who was commissioned during the recess of the Senate, to be agent for the Indians in Oregon, vice A. A. Skinner, removed.

FRANKLIN PIERCE.

WASHINGTON, D. C., *January 16, 1854.*

To the Senate of the United States :

I transmit a communication from the Secretary of War relative to an error of date in the list of promotions and appointments in the Army, laid before the Senate December 14, and I request that the correction may be made as therein recommended.

FRANKLIN PIERCE.

WASHINGTON, *January 10, 1854.*

WAR DEPARTMENT, *January 10, 1854.*

SIR: I have the honor to submit a letter from the Adjutant-General of the Army, pointing out an error of date in the list of promotions and appointments laid before the Senate the 14th ultimo. The error is in the date of rank given to Brevet Captain Charles L. Kilburn, appointed a commissary of subsistence. The true date of his appointment is September 13, 1853, and I respectfully request that the list may be corrected accordingly.

I am, sir, with great respect, your obedient servant,

JEFFER. DAVIS,
Secretary of War.

To the PRESIDENT OF THE UNITED STATES.

ADJUTANT-GENERAL'S OFFICE,
Washington, January 10, 1854.

SIR: In the list of military promotions and appointments prepared in this office and submitted for the Senate's confirmation, December 14, an error has been detected in the date of rank given to Brevet Captain Charles L. Kilburn, appointed a commissary of subsistence. His appointment as such should date from *September 13, 1853*, instead of "*September 16, 1853*," as written in the nomination list; and it is respectfully recommended that the proper correction be made.

I have the honor to be, sir, y'r ob't serv't,

S. COOPER,
Adjutant-General.

Hon. JEFFERSON DAVIS,
Secretary of War.

The messages were read.

Ordered, That the nominations of Benjamin B. French and of persons to be justices of the peace be referred to the Committee on the District of Columbia.

Ordered, That the nominations of Charles K. Gardiner, Charles S. Frailey, and of persons to be registers and receivers be referred to the Committee on Public Lands.

Ordered, That the nominations of Francis Huebschman, Alfred Cumming, and of persons to be Indian agents be referred to the Committee on Indian Affairs.

Ordered, That the message correcting an error in the date of the appointment of Brevet Captain Charles L. Kilburn be referred to the Committee on Military Affairs.

TUESDAY, JANUARY 17, 1854.

The following messages were received from the President of the United States, by Mr. Webster, his secretary:

To the Senate of the United States :

I nominate John Westcott, of Florida, who was commissioned during the recess of the Senate, to be surveyor-general of the United States for the district of Florida, vice Benjamin A. Putnam, removed.

FRANKLIN PIERCE.

WASHINGTON, D. C., *January 16, 1854.*

To the Senate of the United States :

I nominate Warner Lewis, of Iowa, who was commissioned during the recess of the Senate, to be surveyor-general of the United States for the district of Wisconsin and Iowa, vice George B. Sargent, resigned.

FRANKLIN PIERCE.

WASHINGTON, D. C., *January 16, 1854.*

To the Senate of the United States :

I nominate John Loughborough, of Missouri, who was commissioned during the recess of the Senate, to be surveyor-general of the United States for the district of Illinois and Missouri, vice D. A. Spalding, removed.

FRANKLIN PIERCE.

WASHINGTON, D. C., *January 16, 1854.*

To the Senate of the United States :

I nominate Leland Wright, of Missouri, who was commissioned during the recess of the Senate, to be register of the land office at Fayette, Missouri, vice Samuel B. Todd, removed.

FRANKLIN PIERCE.

WASHINGTON, D. C., *January 16, 1854.*

To the Senate of the United States :

I nominate Thomas A. Walker, of Iowa, who was commissioned during the recess of the Senate, to be receiver of public moneys at Fort Des Moines, Iowa, vice Eliphalet Price, removed.

FRANKLIN PIERCE.

WASHINGTON, D. C., *January 16, 1854.*

To the Senate of the United States :

I nominate Jonas Whitney, of Wisconsin, who was commissioned during the recess of the Senate, to be receiver of public moneys at Milwaukee, Wisconsin, vice Charles H. Williams, removed.

FRANKLIN PIERCE.

WASHINGTON, D. C., *January 16, 1854.*

To the Senate of the United States:

I nominate David C. Tuttle, of Missouri, who was commissioned during the recess of the Senate, to be register of the land office at Saint Louis, Missouri, vice Alton Long, resigned.

FRANKLIN PIERCE.

WASHINGTON, D. C., *January 16, 1854.*

To the Senate of the United States :

I nominate James Thompson, of Iowa, who was commissioned during the recess of the Senate, to be register of the land office at Fairfield, Iowa, vice Francis Springer, removed.

FRANKLIN PIERCE.

WASHINGTON, D. C., *January 16, 1854.*

To the Senate of the United States :

I nominate James Talbott, of Indiana, who was commissioned during the recess of the Senate, to be register of the land office at Indianapolis, Indiana, vice Wm. H. L. Noble, removed.

FRANKLIN PIERCE.

WASHINGTON, D. C., *January 16, 1854.*

To the Senate of the United States :

I nominate L. Tidrick, of Iowa, who was commissioned during the recess of the Senate, to be register of the land office at Fort des Moines, Iowa, vice George L. Nightingale, removed.

FRANKLIN PIERCE.

WASHINGTON, D. C., *January 16, 1854.*

To the Senate of the United States :

I nominate Joel C. Squires, of Wisconsin, who was commissioned during the recess of the Senate, to be register of the land office at Mineral Point, Wisconsin, vice George H. Slaughter, removed.

FRANKLIN PIERCE.

WASHINGTON, D. C., *January 16, 1854.*

To the Senate of the United States :

I nominate Alexander Snodgrass, of Alabama, who was commissioned during the recess of the Senate, to be receiver of public moneys at Lebanon, Alabama, vice Obadiah W. Ward, removed.

FRANKLIN PIERCE.

WASHINGTON, D. C., *January 16, 1854.*

To the Senate of the United States :

I nominate Theodore Sherer, of Ohio, who was commissioned during the recess of the Senate, to be receiver of public moneys at Chillicothe, Ohio, vice Seneca W. Ely, removed.

FRANKLIN PIERCE.

WASHINGTON, D. C., *January 16, 1854.*

To the Senate of the United States :

I nominate John F. Read, of Indiana, who was commissioned during the recess of the Senate, to be register of the land office at Jeffersonville, Indiana, vice James Scott, removed.

FRANKLIN PIERCE.

WASHINGTON, D. C., *January 16, 1854.*

To the Senate of the United States :

I nominate Theodore Rodolph, of Wisconsin, who was commissioned during the recess, to be receiver of public moneys, at La Crosse, Wisconsin.

FRANKLIN PIERCE.

WASHINGTON, D. C., *January 16, 1854.*

To the Senate of the United States :

I nominate Benjamin H. Mooers, of Wisconsin, who was commissioned during the recess of the Senate, to be receiver of public moneys at Menasha, Wisconsin, vice Edgar Conklin, removed.

FRANKLIN PIERCE.

WASHINGTON, D. C., *January 16, 1854.*

To the Senate of the United States :

I nominate Calvin W. Ruter, of Indiana, who was commissioned during the recess of the Senate, to be receiver of public moneys at Indianapolis, vice John H. Thompson, removed.

FRANKLIN PIERCE.

WASHINGTON, D. C., *January 16, 1854.*

To the Senate of the United States :

I nominate Patrick Quigley, of Iowa, who was commissioned during the recess of the Senate, to be receiver of public moneys at Du Buque, Iowa, vice Mordecai Mobley, removed.

FRANKLIN PIERCE.

WASHINGTON, D. C., *January 16, 1854.*

To the Senate of the United States :

I nominate Henry Plowman, of Wisconsin, who was commissioned during the recess of the Senate, to be receiver of public moneys at Mineral Point, Wisconsin, vice Charles L. Stevenson, removed.

FRANKLIN PIERCE

WASHINGTON, D. C., *January 16, 1854.*

To the Senate of the United States :

I nominate James S. McGinnis, of Ohio, who was commissioned during the recess of the Senate, to be register of the land office at Chillicothe, Ohio, vice Anthony Walke, removed.

FRANKLIN PIERCE.

WASHINGTON, D. C., *January 16, 1854.*

To the Senate of the United States :

I nominate Edmund W. Martin, of Alabama, who was commissioned during the recess of the Senate, to be register of the land office at Sparta, Alabama, vice Nicholas Stallworth, deceased.

FRANKLIN PIERCE.

WASHINGTON, D. C., *January 16, 1854.*

To the Senate of the United States :

I nominate George McHenry, of Iowa, who was commissioned during the recess of the Senate, to be register of the land office at Dubuque, Iowa, vice Thomas McKnight, removed.

FRANKLIN PIERCE.

WASHINGTON, D. C., *January 16, 1854.*

To the Senate of the United States :

I nominate Cyrus K. Lord, of Wisconsin, who was commissioned during the recess of the Senate, to be register of the land office at La Crosse, Wisconsin.

FRANKLIN PIERCE.

WASHINGTON, D. C., *January 16, 1854.*

To the Senate of the United States :

I nominate Nathan W. Landis, of Ohio, who was commissioned during the recess of the Senate, to be register of the land office at Defiance, Ohio, vice Abner Root, removed.

FRANKLIN PIERCE.

WASHINGTON, D. C., *January 16, 1854.*

To the Senate of the United States :

I nominate Jacob H. Kimball, of Wisconsin, who was commissioned during the recess of the Senate, to be register of the land office at Milwaukee, Wisconsin, vice John F. Smith, removed.

FRANKLIN PIERCE.

WASHINGTON, D. C., *January 16, 1854.*

To the Senate of the United States :

I nominate John R. Jones, of Indiana, who was commissioned during the recess of the Senate, to be register of the land office at Vincennes, Indiana, vice John C. Clark, removed.

FRANKLIN PIERCE.

WASHINGTON, D. C., *January 16, 1854.*

To the Senate of the United States :

I nominate Burton A. James, of Missouri, who was commissioned during the recess of the Senate, to be agent for the Osage River Sacs and Foxes, Ottawas and Swan Creek and Black River Chippewas, vice John R. Chenault, removed.

FRANKLIN PIERCE.

WASHINGTON, D. C., *January 16, 1854.*

To the Senate of the United States :

I nominate John W. Whitfield, of Tennessee, who was commissioned during the recess of the Senate, to be agent of the Pottowatomies and Kansas, vice Francis W. Lea, removed.

FRANKLIN PIERCE.

WASHINGTON, D. C., *January 16, 1854.*

To the Senate of the United States :

I nominate Daniel Vanderslice, of Kentucky, who was commissioned during the recess of the Senate, to be agent for the Kickapoos, Iowas, Sacs and Foxes, of Missouri, vice William P. Richardson, removed.

FRANKLIN PIERCE.

WASHINGTON, D. C., *January 16, 1854.*

To the Senate of the United States :

I nominate Alfred I. Vaughan, of Missouri, who was commissioned during the recess of the Senate, to be agent for the Indians on the Upper Missouri, vice Robert B. Lambdin, removed.

FRANKLIN PIERCE.

WASHINGTON, D. C., *January 16, 1854.*

To the Senate of the United States:

I nominate Robert R. Thompson, of Oregon, who was commissioned during the recess of the Senate, to be agent for the Indians in Oregon, vice E. A. Starling, removed.

FRANKLIN PIERCE.

WASHINGTON, D. C., *January 16, 1854.*

To the Senate of the United States:

I nominate James M. Smith, of Virginia, who was commissioned during the recess of the Senate, to be agent for the Indians in New Mexico, vice Edward H. Wingfield, removed.

FRANKLIN PIERCE.

WASHINGTON, D. C., *January 16, 1854.*

To the Senate of the United States:

I nominate Benjamin F. Robinson, of Missouri, who was commissioned during the recess of the Senate, to be agent for the Shawnees, Stockbridges, and others, vice Thomas Mosely, jr., removed.

FRANKLIN PIERCE.

WASHINGTON, D. C., *January 16, 1854.*

To the Senate of the United States:

I nominate Ely Moore, of New Jersey, who was commissioned during the recess of the Senate, to be agent for the Weas, Piankeshaws, Kaskaskias, and other Indians, vice Asbury W. Coffee, removed.

FRANKLIN PIERCE.

WASHINGTON, D. C., *January 16, 1854.*

To the Senate of the United States:

I nominate Richard G. Murphy, of Illinois, who was commissioned during the recess of the Senate, to be agent for the Sioux of Minnesota, vice Nathaniel McLean, removed.

FRANKLIN PIERCE.

WASHINGTON, D. C., *January 16, 1854.*

To the Senate of the United States:

A commission having been granted during the recess of the Senate to John T. Hudson as collector of the customs for the district of Buffalo Creek and inspector of the revenue for the port of Buffalo, in the State of New York, vice William Ketchum, removed, I now nominate him to the same.

FRANKLIN PIERCE.

WASHINGTON, *January 17, 1854.*

To the Senate of the United States:

A commission having been granted during the recess of the Senate to Charles B. H. Fessenden as collector of the customs for the district and inspector of the revenue for the port of New Bedford, in the State of Massachusetts, vice William T. Russell, removed, I now nominate him to the same.

FRANKLIN PIERCE.

WASHINGTON, *January 17, 1854.*

To the Senate of the United States :

A commission having been granted during the recess of the Senate to James C. Campbell as collector of the customs for the district of Genesee and inspector of the revenue for the port of Rochester, in the State of New York, vice James R. Thompson, removed, I now nominate him to the same.

FRANKLIN PIERCE.

WASHINGTON, *January 17, 1854.*

To the Senate of the United States :

A commission having been granted during the recess of the Senate to James Blood as collector of the customs for the district of Newburyport, in the State of Massachusetts, vice Henry W. Kinsman, removed, I now nominate him to the same.

FRANKLIN PIERCE.

WASHINGTON, *January 17, 1854.*

To the Senate of the United States :

A commission having been granted during the recess of the Senate to Phineas W. Leland as collector of the customs for the district and inspector of the revenue for the port of Fall River, in the State of Massachusetts, vice Samuel L. Thaxter, removed, I now nominate him to the same.

FRANKLIN PIERCE.

WASHINGTON, *January 17, 1854.*

To the Senate of the United States :

A commission having been granted during the recess of the Senate to William H. Manning as collector of the customs for the district of Gloucester, in the State of Massachusetts, vice Frederick G. Low, removed, I now nominate him to the same.

FRANKLIN PIERCE.

WASHINGTON, *January 17, 1854.*

To the Senate of the United States :

A commission having been granted during the recess of the Senate to Joseph T. Pease as collector of the customs for the district, and inspector of the revenue for the port of Edgartown, in the State of Massachusetts, vice Leavitt Thaxter, removed, I now nominate him to the same.

FRANKLIN PIERCE.

WASHINGTON, *January 17, 1854.*

To the Senate of the United States :

A commission having been granted during the recess of the Senate to Charles G. Sackett as collector of the customs for the district of Sacramento and inspector of the revenue for the port of Sacramento City, in the State of California, vice Henry A. Schoolcraft, deceased, I now nominate him to the same.

FRANKLIN PIERCE.

WASHINGTON, *January 17, 1854.*

To the Senate of the United States :

A commission having been granted during the recess of the Senate to Thomas S. Singleton as collector of the customs for the district and

inspector of the revenue for the port of Newbern, in the State of North Carolina, vice John D. Whitford, resigned, I now nominate him to the same.

FRANKLIN PIERCE.

WASHINGTON, *January 17, 1854.*

To the Senate of the United States :

A commission having been granted during the recess of the Senate to Abraham V. E. Hotchkiss as collector of the customs for the district of Niagara and inspector of the revenue for the port of Lewiston, in the State of New York, vice Lathrop Cook, removed, I now nominate him to the same.

FRANKLIN PIERCE.

WASHINGTON, *January 17, 1854.*

To the Senate of the United States :

A commission having been granted during the recess of the Senate to D. W. Johnston as collector of the customs for the district of Pearl River and inspector of the revenue for the port of Shieldsborough, in the State of Mississippi, vice John H. Williams, deceased, I now nominate him to the same.

FRANKLIN PIERCE.

WASHINGTON, *January 17, 1854.*

To the Senate of the United States:

A commission having been granted during the recess of the Senate to Enoch B. Talcott as collector of the customs for the district and inspector of the revenue for the port of Oswego, in the State of New York, vice Jacob Richardson, removed, I now nominate him to the same.

FRANKLIN PIERCE.

WASHINGTON, *January 17, 1854.*

The messages were read.

Ordered, That the nominations of surveyors-general and registers and receivers be referred to the Committee on Public Lands.

Ordered, That the nominations of Indian agents be referred to the Committee on Indian Affairs.

Ordered, That the nominations of officers of the customs be referred to the Committee on Commerce,

Mr. Hamlin, from the Committee on Commerce, to whom were referred, the 11th instant, the nominations of Franklin Torrey, William P. Chandler, and F. W. Behn, reported.

Whereupon

Resolved, That the Senate advise and consent to the appointment of the said persons, agreeably to their nominations respectively.

Mr. Hamlin, from the Committee on Commerce, to whom were referred, the 11th instant, the nominations of Henry F. Hancock, Gideon Bradford, George H. Reynolds, John Lynch, George Turner, Henry Hobart, James Lytle, Eben W. Allen, William Bartoll, William S. Pomeroy, Samuel T. Sawyer, Hugh Archer, Ezra Chesebro, John S. Parker, John A. Sherrard, Julius A. Baratte, Robert N. McMillan, and Ephraim K. Smart, reported.

Whereupon

Resolved, That the Senate advise and consent to the appointment of the said persons, agreeably to their nominations respectively.

Mr. Hamlin, from the Committee on Commerce, to whom was referred, the 11th instant, the nomination of Heman J. Redfield, reported.

Mr. Dodge, of Iowa, from the Committee on Public Lands, to whom were referred, the 11th instant, the nominations of William P. Davis and John G. Reardon, reported.

Whereupon

Resolved, That the Senate advise and consent to the appointment of the said persons, agreeably to their nominations respectively.

THURSDAY, JANUARY 19, 1854.

The following messages were received from the President of the United States, by Mr. Webster, his secretary:

To the Senate of the United States :

I nominate Isaac S. K. Ogier for appointment to the office of district judge of the United States for the southern district of California.

FRANKLIN PIERCE.

WASHINGTON, *January 18, 1854.*

To the Senate of the United States :

I nominate Joseph W. Clark, of New York, to be consul of the United States for the port of Arica, in Peru, in place of Fayette M. Ringgold, resigned.

FRANKLIN PIERCE.

WASHINGTON, *19 January, 1854.*

To the Senate of the United States :

A commission having been granted during the recess of the Senate to Daniel D. Briggs as appraiser of merchandise for the port of New York, in the State of New York, vice Cornelius Savage, removed, I now nominate him to the same.

FRANKLIN PIERCE.

WASHINGTON, [— — —, —.]

To the Senate of the United States :

A commission having been granted during the recess of the Senate to Isaac Phillips as appraiser of merchandise for the port of New York, in the State of New York, vice George G. Campbell, removed, I now nominate him to the same.

FRANKLIN PIERCE.

WASHINGTON, [— — —, —.]

To the Senate of the United States :

A commission having been granted during the recess of the Senate to Samuel I. Willis as appraiser of merchandise for the port of New York, in the State of New York, vice Mathias B. Edgar, removed, I now nominate him to the same.

FRANKLIN PIERCE.

WASHINGTON, [— — —, —.]

To the Senate of the United States :

A commission having been granted during the recess of the Senate to William McIntosh as appraiser of merchandise for the port of Savannah, in the State of Georgia, vice William P. White, removed, I now nominate him to the same.

FRANKLIN PIERCE.

WASHINGTON, [— — —, —.]

To the Senate of the United States:

A commission having been granted during the recess of the Senate to Robert Mackay as appraiser of merchandise for the port of Savannah, in the State of Georgia, vice James Hunter, removed, I now nominate him to the same.

FRANKLIN PIERCE.

WASHINGTON, [— — — — —.]

To the Senate of the United States:

A commission having been granted during the recess of the Senate to Peter Herman as assistant appraiser of merchandise for the port of New Orleans, in the State of Louisiana, vice John E. Bouligny, removed, I now nominate him to the same.

FRANKLIN PIERCE.

WASHINGTON, [— — — — —.]

To the Senate of the United States:

A commission having been granted during the recess of the Senate to Francis Leech as assistant appraiser of merchandise for the port of New Orleans, in the State of Louisiana, vice Alexander Legendre, removed, I now nominate him to same.

FRANKLIN PIERCE.

WASHINGTON, [— — — — —.]

To the Senate of the United States:

A commission having been granted during the recess of the Senate to Nicholas Brown as naval officer for the district of Newburyport, in the State of Massachusetts, vice Thomas I. Clark, removed, I now nominate him to the same.

FRANKLIN PIERCE.

WASHINGTON, [— — — — —.]

To the Senate of the United States:

A commission having been granted during a recess of the Senate to Silas A. Comstock as a naval officer for the district of Providence, in the State of Rhode Island, vice Moses Richardson, removed, I now nominate him to the same.

FRANKLIN PIERCE.

WASHINGTON, January —, 1854.

To the Senate of the United States:

A commission having been granted during the recess of the Senate to John Romeyn Brodhead as naval officer for the district of New York, in the State of New York, vice Heman J. Redfield, appointed collector, I now nominate him to the same.

FRANKLIN PIERCE.

WASHINGTON, [— — — — —.]

To the Senate of the United States:

A commission having been granted during the recess of the Senate to Thomas Lynch Hamilton as naval officer for the district of Savannah, in the State of Georgia, vice Henry K. Preston, removed, I now nominate him to the same.

FRANKLIN PIERCE.

WASHINGTON, [— — — — —.]

To the Senate of the United States :

A commission having been granted during the recess of the Senate to Milton Hall as a naval officer for the district of Newport, in the State of Rhode Island, vice Adam S. Coe, removed, I now nominate him to the same.

FRANKLIN PIERCE.

WASHINGTON, *January, 1854.*

To the Senate of the United States :

A commission having been granted during the recess of the Senate to Charles Millett as naval officer for the district of Salem and Beverly, in the State of Massachusetts, vice William Brown, removed, I now nominate him to the same.

FRANKLIN PIERCE.

WASHINGTON, [— — —, —.]

To the Senate of the United States :

A commission having been granted during the recess of the Senate to Christopher C. Robinson as a naval officer for the district of Norfolk and Portsmouth, in the State of Virginia, vice Thomas Gatewood, removed, I now nominate him to the same.

FRANKLIN PIERCE.

WASHINGTON, [— — —, —.]

To the Senate of the United States :

A commission having been granted during the recess of the Senate to Augustus Walker, of Buffalo, N. Y., as supervising inspector of steamboats for the ninth district, vice John A. Campbell, removed, who was appointed in the place of William A. Bird, removed, I now nominate him to the same.

FRANKLIN PIERCE.

WASHINGTON, [— — —, —.]

To the Senate of the United States :

A commission having been granted during the recess of the Senate to Isaac Lewis, of Monroe, Michigan, as supervising inspector of steamboats for the eighth district, vice Alfred Guthrie, removed, I now nominate him to the same.

FRANKLIN PIERCE.

WASHINGTON, [— — —, —.]

To the Senate of the United States :

A commission having been granted during the recess of the Senate to John S. Brown, of Baltimore, Maryland, as supervising inspector of steamboats for the third district, vice James Murray, removed, I now nominate him to the same.

FRANKLIN PIERCE.

WASHINGTON, [— — —, —.]

To the Senate of the United States :

A commission having been granted during the recess of the Senate to William Burnett, of Boston, Massachusetts, as supervising inspector of steamboats for the first district, vice Samuel Hall, removed, I now nominate him to the same.

FRANKLIN PIERCE.

WASHINGTON, [— — —, —.]

To the Senate of the United States :

A commission having been granted during the recess of the Senate to W. E. Muir, of New Orleans, Louisiana, as supervising inspector of steamboats for the fourth district, vice Peyton H. Skipwith, removed, I now nominate him to the same.

FRANKLIN PIERCE.

WASHINGTON, [— — — —, — — — —.]

To the Senate of the United States :

A commission having been granted during the recess of the Senate to Daniel L. Willcomb as surveyor and inspector of the revenue for the port of Ipswich, in the State of Massachusetts, vice William T. Averill, removed, I now nominate him to the same.

FRANKLIN PIERCE.

WASHINGTON, [— — — —, — — — —.]

To the Senate of the United States :

A commission having been granted during the recess of the Senate to Sidney B. Smith as surveyor and inspector of the revenue for the port of Pawtuxet, in the State of Rhode Island, vice John G. Needham, removed, I now nominate him to the same.

FRANKLIN PIERCE.

WASHINGTON, [— — — —, — — — —.]

To the Senate of the United States :

A commission having been granted during the recess of the Senate to William Shands as surveyor of the customs for the district of Richmond and Petersburg and inspector of the revenue for the ports of City Point and Bermuda Hundred, to reside at City Point or Bermuda Hundred, in the State of Virginia, vice William S. Simpson, jr., removed, I now nominate him to the same.

FRANKLIN PIERCE.

WASHINGTON, [— — — —, — — — —.]

To the Senate of the United States :

A commission having been granted during the recess of the Senate to John Gladding, jr., as surveyor and inspector of the revenue for the port of Bristol, in the State of Rhode Island, vice William H. S. Bayley, removed, I now nominate him to the same.

FRANKLIN PIERCE.

WASHINGTON, [— — — —, — — — —.]

To the Senate of the United States :

A commission having been granted during the recess of the Senate to William E. Cozzens as surveyor and inspector of the revenue for the port of North Kingston, in the State of Rhode Island, vice Asa B. Waite, removed, I now nominate him to the same.

FRANKLIN PIERCE.

WASHINGTON, [— — — —, — — — —.]

To the Senate of the United States :

A commission having been granted during the recess of the Senate to John Dix as surveyor and inspector of the revenue for the port of Corpus Christi, in the State of Texas, vice Frederick Belden, removed, I now nominate him to the same.

FRANKLIN PIERCE.

WASHINGTON, — — — —, — — — —.]

To the Senate of the United States :

A commission having been granted during the recess of the Senate to José M. Covarrubias as surveyor and inspector of the revenue for the port of Santa Barbara, in the State of California, vice Samuel Barney, removed, I now nominate him to the same.

FRANKLIN PIERCE.

WASHINGTON, [— — — —, — — —.]

To the Senate of the United States :

A commission having been granted during the recess of the Senate to Canby Pennington as surveyor and inspector of the revenue for the port of Havre de Grace, in the State of Maryland, vice John A. Chew, resigned, I now nominate him to the same.

FRANKLIN PIERCE.

WASHINGTON, [— — — —, — — —.]

To the Senate of the United States :

A commission having been granted during the recess of the Senate to William Hayden as surveyor and inspector of the revenue for the port of Hartford, in the State of Connecticut, vice Seth Belden, resigned, I now nominate him to the same.

FRANKLIN PIERCE.

WASHINGTON, — — — —, — — —.]

To the Senate of the United States :

A commission having been granted during the recess of the Senate to John Henry Brown, as surveyor and inspector of the revenue for the port of La Vaca, in the State of Texas, vice Richard F. Parker, deceased, who was appointed in the place of Moses Johnson, deceased, I now nominate him to the same.

FRANKLIN PIERCE.

WASHINGTON, — — — —, — — —.]

To the Senate of the United States :

A commission having been granted during the recess of the Senate to Andrew Agnew, as surveyor for the district of Perth Amboy and inspector of the revenue for the port of New Brunswick, in the State of New Jersey, vice David Fitz-Randolph, removed, I now nominate him to the same.

FRANKLIN PIERCE.

WASHINGTON, [— — — —, — — —.]

To the Senate of the United States :

A commission having been granted during the recess of the Senate to Charles Fagot as surveyor and inspector of the revenue for the port of Pontchartrain, in the State of Louisiana, vice M. I. C. Quinan, removed, who was appointed in the place of Henry Dart, removed, I now nominate him to the same.

FRANKLIN PIERCE.

WASHINGTON, [— — — —, — — —.]

To the Senate of the United States :

A commission having been granted during the recess of the Senate to Augustus G. Millard, as surveyor and inspector of the revenue for the port of East Greenwich, in the State of Rhode Island, vice John M. Spencer, removed, I now nominate him to the same.

FRANKLIN PIERCE.

WASHINGTON, [— — —, — — —.]

To the Senate of the United States :

A commission having been granted during the recess of the Senate to A. Benton Moses as surveyor and inspector of the revenue for the port of Nesqually, in the Territory of Washington, vice William W. Miller, removed, I now nominate him to the same.

FRANKLIN PIERCE.

WASHINGTON, [— — —, — — —.]

To the Senate of the United States :

A commission having been granted during the recess of the Senate to William Martin as surveyor and inspector of the revenue for the port of Alton, in the State of Illinois, vice Peter W. Randle, removed, I now nominate him to the same.

FRANKLIN PIERCE.

WASHINGTON, [— — —, — — —.]

The messages were read.

Ordered, That the nomination of Isaac S. K. Ogier be referred to the Committee on the Judiciary.

Ordered, That all the other nominations received this day be referred to the Committee on Commerce.

Mr. Norris, from the Committee on the District of Columbia, to whom was referred, the 16th instant, the nomination of Benjamin B. French to be Commissioner of the Public Buildings, reported.

Whereupon

Resolved, That the Senate advise and consent to his appointment, agreeably to the nomination.

Mr. Norris, from the Committee on the District of Columbia, to whom were referred, the 16th instant, the nominations of Robert H. Clements, Benjamin K. Morsell, David Saunders, Nicholas B. Van Zandt, Robert White, and B. B. French to be justices of the peace, reported.

Whereupon

Resolved, That the Senate advise and consent to the appointment of the said persons, agreeably to their nominations respectively

MONDAY, JANUARY 23, 1854.

The following messages were received from the President of the United States, by Mr. Webster, his secretary:

To the Senate of the United States :

I nominate Orson W. Bennett, of Michigan, for the office of consul of the United States for the port of Hamburg, in the place of S. M. Johnson, recalled, who was appointed during the last recess of the Senate in the place of Samuel Bromber, recalled.

FRANKLIN PIERCE.

WASHINGTON, 18 January, 1854.

To the Senate of the United States :

I nominate Edward B. Buchanan, of Maryland, for the office of consul of the United States for the port of La Rochelle, in France, to which office he was appointed during the last recess of the Senate, in the place of F. M. Auboyneau, recalled.

FRANKLIN PIERCE.

WASHINGTON, 18 January, 1854.

To the Senate of the United States :

I nominate R. G. Barnwell, of South Carolina, for the office of consul of the United States for the port of Amsterdam, in the Kingdom of the Netherlands, to which office he was appointed during the last recess of the Senate, in the place of C. Goethe Baylor, recalled.

FRANKLIN PIERCE.

WASHINGTON, 19 January, 1854.

To the Senate of the United States :

I nominate James H. Williams, of Maine, for the office of consul of the United States for the port of Sydney, in Australia, to which office he was appointed during the last recess of the Senate, in the place of Frederick W. Clark, recalled.

FRANKLIN PIERCE.

WASHINGTON, 19 January, 1854.

To the Senate of the United States :

I nominate Noble Towner, of Connecticut, for the office of consul of the United States for the island of Barbadoes, to which office he was appointed during the last recess of the Senate, in the place of Winston I. Trowbridge, recalled.

FRANKLIN PIERCE.

WASHINGTON, 19 January, 1854.

To the Senate of the United States :

I nominate Max Stettheimer, of New York, for the office of consul of the United States for the city of Stuttgardt, in Wurtemberg, to which office he was appointed during the last recess of the Senate, in the place of Charles L. Fleischman, resigned.

FRANKLIN PIERCE.

WASHINGTON, 19 January 1854.

To the Senate of the United States :

I nominate John Scherff, of Maryland, for the office of consul of the United States for the city of Mannheim, in Baden, to which office he was appointed during the last recess of the Senate, in the place of John Reichard, recalled.

FRANKLIN PIERCE.

WASHINGTON, 19 January, 1854.

To the Senate of the United States :

I nominate George N. Sanders, of New York, for the office of consul of the United States for the port of London, in England, to which office he was appointed during the last recess of the Senate, in the place of Thomas Aspinwall, recalled.

FRANKLIN PIERCE.

WASHINGTON, 19 January, 1854.

To the Senate of the United States :

I nominate Fayette M. Ringgold, of the District of Columbia, for the office of consul of the United States for the port of Paita, in the Republic of Peru, to which office he was appointed during the last recess of the Senate, in the place of Alexander Ruden, junior, recalled.

FRANKLIN PIERCE.

To the Senate of the United States :

I nominate John C. O'Neill, of Pennsylvania, for the office of consul of the United States for the port of Belfast, in Ireland, to which office he was appointed during the last recess of the Senate, in the place of Valentine Holmes, recalled.

FRANKLIN PIERCE.

WASHINGTON, 19 January, 1854.

To the Senate of the United States :

I nominate John L. Nelson, of Maryland, for the office of consul of the United States for Turk's Island, to which office he was appointed during the last recess of the Senate, in the place of Benjamin E. Smith, recalled.

FRANKLIN PIERCE.

WASHINGTON, 19 January, 1854.

To the Senate of the United States :

I nominate Robert C. Murphy, of Ohio, for the office of consul of the United States for the port of Shang Hai, in China, to which office he was appointed during the last recess of the Senate, in the place of I. N. A. Griswold, recalled.

FRANKLIN PIERCE.

WASHINGTON, 19 January, 1854.

To the Senate of the United States :

I nominate William Lilley, of Ohio, for the office of consul of the United States for the port of Pernambuco, in the Empire of Brazil, to which office he was appointed during the last recess of the Senate, in the place of J. W. Gordon, recalled.

FRANKLIN PIERCE.

WASHINGTON, 19 January, 1854.

To the Senate of the United States :

I nominate John Higgins, of New York, for the office of consul of the United States for the port of Cork, in Ireland, to which office he was appointed during the last recess of the Senate, in the place of Dennis Mullins, declined, who was appointed during said recess, in the place of Alfred Mitchell, recalled.

FRANKLIN PIERCE.

WASHINGTON, 19 January, 1854.

To the Senate of the United States :

I nominate Alois D. Gall, of Indiana, for the office of consul of the United States for the port of Antwerp, to which office he was appointed during the last recess of the Senate, in the place of William H. Vesey, transferred to the consulate of the United States at Havre.

FRANKLIN PIERCE.

WASHINGTON, 19 January, 1854.

To the Senate of the United States :

I nominate James W. Green, of Virginia, for the office of consul of the United States for the city of Lima, to which office he was appointed during the last recess of the Senate, in the place of I. Caleb Smith, declined, who was appointed during said recess in the place of Edward McCall, recalled.

FRANKLIN PIERCE.

WASHINGTON, 19 *January*, 1854.

To the Senate of the United States :

I nominate George W. Fletcher, of Alabama, for the office of consul of the United States for the port of Aspinwall, in the Republic of New Granada, to which office he was appointed during the last recess of the Senate, in the place of Henry Munro, recalled.

FRANKLIN PIERCE.

WASHINGTON, 19 *January*, 1854.

To the Senate of the United States :

I nominate John Duffy, of New York, for the office of consul of the United States for the port of Galway, in Ireland, to which office he was appointed during the last recess of the Senate, in the place of Thomas M. Persse, recalled.

FRANKLIN PIERCE.

WASHINGTON, 19 *January*, 1854.

To the Senate of the United States :

I nominate C. W. Denison, of Massachusetts, for the office of consul of the United States for the port of Demerara, in British Guiana, to which office he was appointed during the last recess of the Senate, in the place of Charles Benjamin, recalled.

FRANKLIN PIERCE.

WASHINGTON, 19 *January*, 1854.

To the Senate of the United States :

I nominate Stephen Cochran, of Pennsylvania, for the office of consul of the United States for the port of St. Jago de Cuba, to which office he was appointed during the last recess of the Senate, in the place of W. N. Adams, recalled.

FRANKLIN PIERCE.

WASHINGTON, 19 *January*, 1854.

To the Senate of the United States :

I nominate Charles W. Bradley, of Connecticut, for the office of consul of the United States for the port of Ningpo, in China, to which office he was appointed during the last recess of the Senate.

FRANKLIN PIERCE.

WASHINGTON, 19 *January*, 1854.

To the Senate of the United States :

I nominate Levi K. Bowen, of Maryland, for the office of consul of the United States for the port of Bordeaux, to which office he was appointed during the last recess of the Senate, in the place of James Polk, declined, who was appointed during said recess in the place of Alfred Gilmore, declined, who was appointed during said recess in the place of Frederick Kahl, recalled.

FRANKLIN PIERCE.

WASHINGTON, 19 *January*, 1854.

To the Senate of the United States :

I nominate Samuel Ricker, of Louisiana, to be consul of the United States for Frankfort-on-the-Main, in the place of Ernest Schwendler, deceased ; and for the landgraviate of Hesse Homburg.

FRANKLIN PIERCE.

WASHINGTON, *January 20, 1854.*

To the Senate of the United States :

I withdraw the nomination of Henry K. Hoff to be a commander in the Navy, vice Commander Henry Bruce, resigned, and James D. Bulloch to be a lieutenant in the Navy, vice Lieutenant H. K. Hoff, promoted ; which nominations were made on the 5th of December last.

I nominate James D. Bulloch to be a lieutenant in the Navy, from the 18th of October, 1853, vice Lieutenant Joseph H. Adams, deceased.

FRANKLIN PIERCE.

WASHINGTON, *January 20, 1854.*

To the Senate of the United States :

I withdraw the nomination of Robert Mackey to be appraiser of merchandise at the port of Savannah, Georgia, in the place of James Hunter, removed.

FRANKLIN PIERCE.

WASHINGTON, D. C., *23 January, 1854.*

The messages were read.

Ordered, That the nominations of consuls be referred to the Committee on Commerce.

Ordered, That the message withdrawing the nominations of Henry K. Hoff and James D. Bulloch and nominating James D. Bulloch, be referred to the Committee on Naval Affairs.

Mr. Butler, from the Committee on the Judiciary, to whom was referred, the 19th instant, the nomination of Isaac S. K. Ogier, reported.

Whereupon

Resolved, That the Senate advise and consent to his appointment, agreeably to the nomination.

Mr. Gwin, from the Committee on Naval Affairs, to whom was referred, the 13th December last, the nominations of John Lenthall, William Whelan, and Daniel B. Martin, reported.

Whereupon

Resolved, That the Senate advise and consent to the appointment of the said persons, agreeably to their nominations respectively.

Mr. Hamlin, from the Committee on Commerce, to whom were referred, the, 17th instant, the nominations of Charles B. H. Fessenden, James C. Campbell, James Blood, Phineas W. Leland, William H. Manning, Joseph T. Pease, Charles C. Sackett, Thomas S. Singleton, Abraham V. E. Hotchkiss, D. W. Johnston, and Enoch B. Talcott, and on this day those of Orson W. Bennett and Samuel Ricker, reported.

Whereupon

The Senate, by unanimous consent, proceeded to consider the said nominations ; and

Resolved, That the Senate advise and consent to the appointment of the said persons, agreeably to their nominations respectively.

The Senate proceeded to consider the nomination of Farris B. Streeter ; and

Resolved, That the Senate advise and consent to his appointment, agreeably to the nomination.

The Senate proceeded to consider the nomination of Heman J. Redfield; and,

On motion by Mr. Fish,

Ordered, That it be postponed to and made the order of the day for Thursday next, the 26th instant, at two o'clock p. m.

TUESDAY, JANUARY 24, 1854.

The following message was received from the President of the United States, by Mr. Webster, his secretary:

To the Senate of the United States :

I nominate Paul McCormick, of Florida, to be register of the land office at Newnansville, Florida, vice Lemuel Wilson, removed.

FRANKLIN PIERCE.

WASHINGTON CITY, *January 19, 1854.*

The message was read.

Ordered, That the nomination of Paul McCormick be referred to the Committee on Public Lands.

Mr. Mason, from the Committee on Foreign Relations, to whom was referred, the 20th December last, the convention between the United States of America and the Mexican Republic for the mutual surrender of fugitive criminals, reported it without amendment.

Mr. Mason, from the Committee on Foreign Relations, to whom was referred, the 20th December last, the treaty for the free navigation of the rivers Parana and Uruguay between the United States and the Argentine Confederation, concluded at San José de Flores on the 10th of July, in the year of our Lord 1853, reported it without amendment.

Mr. Mason, from the Committee on Foreign Relations, to whom was referred, the 20th December last, the treaty of friendship, commerce, and navigation between the United States and Paraguay, reported it with an amendment; which was read.

Mr. Mason, from the Committee on Foreign Relations, to whom was referred, the 20th December last, the new draft of a general convention of friendship, reciprocal establishments, commerce, and for the surrender of fugitive criminals between the United States of America and the Swiss Confederation, reported it without amendment.

Mr. Everett, from the Committee on Foreign Relations, to which was referred, the 20th December last, the convention between the United States of America and Her Britannic Majesty for the establishment of international copyright, reported it without amendment.

Mr. Gwin, from the Committee on Naval Affairs, to whom were referred, the 13th December last, the nominations of Horace B. Sawyer, Cornelius K. Stribling, Amasa Paine, Edward G. Tilton, James H. Ward, Alphonse Barbot, Albert N. Smith, John C. Febiger, Dillaplaine R. Lambert, Henry S. Newcomb, John S. Maury, Pierce Crosby, Charles W. Hays, Johnston B. Creighton, Aaron K. Hughes, Charles H. Baldwin, Thomas H. Looker, George R. Griswold, John Y. Taylor, John S. Messersmith, Henry C. Caldwell, Charles W. Thomas, Alexander W. Lawrence, Benjamin E. Brooke, Jabez C. Rich, James H. Jones, Edward McD. Reynolds, Adam N. Baker, and John Payne, and on the 23d instant that of James D. Bulloch, reported.

Whereupon

Resolved, That the Senate advise and consent to the appointment of the said persons, agreeably to their nominations respectively.

THURSDAY, JANUARY 26, 1854.

Mr. Sumner presented a petition of Richard S. Coxe and James Mandeville Carlisle, citizens of the United States and counselors at law, residing at the city of Washington, and representing themselves to be attorneys in fact, by substitution, of General Don Angel Trias, the Reverend Father Pedro Terrazas, the ex-Countess of San Pedro del Alamo, and seventy-nine others, citizens of the Republic of Mexico, and also of John Potts, of Chihuahua, William MacIntosh, and others, subjects of Her Britannic Majesty residing in said Republic; and also of José Maria Uria de Nafarrondo and others, subjects of Her Catholic Majesty the Queen of Spain, residing in said Republic; and also of John Belden and David Bone and others, citizens of the United States, representing that the several parties above named had claims against the United States for indemnity for injuries to their property and estates, respectively, by reason of the alleged failure of the United States to fulfill the stipulations of the eleventh article of the treaty of Guadalupe-Hidalgo; and

Ordered, That it be referred to the Committee on Foreign Relations.

Agreeably to order the Senate proceeded to consider the nomination of Heman J. Redfield; and,

After debate,

On motion by Mr. Butler that the Senate adjourn,

It was determined in the negative. { Yeas 19
Nays 23

On motion by Mr. Norris,

The yeas and nays being desired by one-fifth of the Senators present, Those who voted in the affirmative are,

Messrs. Badger, Bell, Benjamin, Butler, Cass, Chase, Dawson, Dixon, Everett, Fish, Foot, Johnson, Jones of Iowa, Jones of Tennessee, Seward, Sumner, Thompson of Kentucky, Toombs, Wade.

Those who voted in the negative are,

Messrs. Atchison, Bright, Dodge of Wisconsin, Dodge of Iowa, Douglas, Evans, Fitzpatrick, Gwin, Hamlin, Houston, Hunter, James, Norris, Pettit, Sebastian, Shields, Slidell, Stuart, Thomson of New Jersey, Walker, Weller, Williams, Wright.

So the motion was not agreed to.

After further debate,

On the question, Will the Senate advise and consent to the appointment of Heman J. Redfield?

It was determined in the affirmative, { Yeas 35
Nays 8

On motion by Mr. Norris,

The yeas and nays being desired by one-fifth of the Senators present, Those who voted in the affirmative are,

Messrs. Adams, Allen, Atchison, Bright, Brown, Butler, Cass, Chase, Dodge of Wisconsin, Dodge of Iowa, Douglas, Evans, Everett, Fitzpatrick, Gwin, Hamlin, Houston, Hunter, James, Johnson, Jones of Iowa, Norris, Pettit, Sebastian, Seward, Shields, Slidell, Stuart, Sumner, Thomson of New Jersey, Wade, Walker, Weller, Williams, Wright.

Those who voted in the negative are,

Messrs. Badger, Bell, Benjamin, Dawson, Dixon, Jones of Tennessee, Thompson of Kentucky, Toombs.

So it was

Resolved, That the Senate advise and consent to the appointment of Heman J. Redfield to be collector of the customs for the district of New York, in the State of New York, vice Greene C. Bronson, removed, agreeably to the nomination.

THURSDAY, JANUARY 31, 1854.

Mr. Hamlin, from the Committee on Commerce, to whom were referred, the 17th instant, the nomination of John T. Hudson, and on 19th instant those of Daniel D. Briggs, Isaac Phillips, Samuel I. Willis, William McIntosh, Peter Herman, Francis Leech, Nicholas Brown, Silas A. Comstock, John Romeyn Brodhead, Thomas Lynch Hamilton, Milton Hall, Charles Millet, Christopher C. Robinson, Augustus Walker, Isaac Lewis, John S. Brown, William Burnett, W. E. Muir, Daniel L. Willcomb, Sidney B. Smith, William Shands, John Gladding, jun'r, William E. Cozzens, Canby Pennington, William Hayden, Andrew Agnew, Charles Fagot, Augustus G. Millard, A. Benton Moses, and William Martin, reported.

Whereupon

Resolved, That the Senate advise and consent to the appointment of the said persons, agreeably to their nominations respectively.

Mr. Stuart, from the Committee on Commerce, to whom were referred, the 19th instant, the nomination of Joseph W. Clark, and on the 23d instant those of Edward B. Buchanan, R. G. Barnwell, James H. Williams, Noble Towner, Max Stettheimer, Fayette M. Ringgold, John L. Nelson, Robert C. Murphy, John Higgins, James W. Green, George W. Fletcher, John Duffy, C. W. Denison, Stephen Cochran, Charles W. Bradley, and Levi K. Bowen, reported.

Whereupon

Resolved, That the Senate advise and consent to the appointment of the said persons, agreeably to their nominations respectively.

Mr. Shields, from the Committee on Military Affairs, to whom were referred, the 11th instant, the nominations of William W. Mackall, and others for promotion and appointment in the Army of the United States, and to whom was also referred the message of the President of the 16th instant, correcting an error in the date of the rank of Charles L. Kilburn, as commissary of subsistence with the rank of captain, reported.

Whereupon

Resolved, That the Senate advise and consent to the promotion and appointment of the said persons, agreeably to their nominations respectively.

The following message was received from the President of the United States, by Mr. Webster, his secretary:

To the Senate of the United States:

I nominate the officers named in the accompanying list for regular promotion in the Army of the United States, as proposed by the Secretary of War.

FRANKLIN PIERCE.

WASHINGTON, *January 25*, 1854.

WAR DEPARTMENT, *Jannary 25*, 1854.

SIR: I have the honor to lay before you the annexed list of officers for regular promotion in the Army of the United States.

First Regiment of Artillery.

First Lieutenant Samuel Jones to be captain, December 24, 1853, vice Nauman, promoted major in the Third Regiment of Artillery, and Martin, assistant quartermaster, who vacates his regimental commission.

Second Lieutenant Absalom Baird to be first lieutenant, December 24, 1853, vice Martin, assistant quartermaster, who vacates his regimental commission.

Second Lieutenant Powell T. Wyman to be first lieutenant, December 24, 1853, vice Jones, promoted.

Brevet Second Lieutenant Richard C. Duryea, of the Fourth Regiment of Artillery, to be second lieutenant, December 24, 1853, vice Baird, promoted.

Brevet Second Lieutenant Walworth Jenkins to be second lieutenant, December 24, 1853, vice Wyman, promoted.

Third Regiment of Artillery.

Captain George Nauman, of the First Regiment of Artillery, to be major, December 24, 1853, vice Washington, deceased.

First Lieutenant Stewart Van Vliet to be captain, December 24, 1853, vice Taylor, deceased.

Second Lieutenant Johnson K. Duncan to be first lieutenant, December 24, 1853, vice Van Vliet, promoted.

Second Lieutenant Beekman Du Barry to be first lieutenant, December 24, 1853, vice Field, deceased.

Second Lieutenant Chauncey McKeever to be first lieutenant, December 24, 1853, vice R. H. Smith, deceased.

Brevet Second Lieutenant La Rhett L. Livingston, of the First Regiment of Artillery, to be second lieutenant, December 24, 1853, vice Duncan, promoted.

Brevet Second Lieutenant John G. Chandler to be second lieutenant, December 24, 1853, vice Du Barry, promoted.

Brevet Second Lieutenant Robert O. Tyler, of the Second Regiment of Artillery, to be second lieutenant, December 24, 1853, vice McKeever, promoted.

I am, sir, with much respect, your obedient servant,

JEFFER. DAVIS,
Secretary of War.

To the PRESIDENT OF THE UNITED STATES.

To the Senate of the United States:

I nominate for reappointment to the office of justice of the peace for the county of Washington, in the District of Columbia, James H. Birch, whose commission will expire upon the 19th of February, 1854.

FRANKLIN PIERCE.

WASHINGTON, 25 *January*, 1854.

To the Senate of the United States:

I nominate Joshua H. Davis to be surveyor and inspector of the revenue for the port of La Vaca, in the State of Texas, in the place of John Henry Brown, resigned, to take effect on the 17th of February next, who was appointed during the recess of the Senate in the place of Richard F. Parker, deceased, who was appointed in the place of Moses Johnson, deceased.

FRANKLIN PIERCE.

WASHINGTON, *January* 27, 1854.

To the Senate of the United States :

I nominate for appointment to the office of marshal for the western district of Louisiana, Henry H. Womach, who has failed to give bonds according to law.

FRANKLIN PIERCE.

WASHINGTON, *January 28th*, 1854.

To the Senate of the United States :

I hereby nominate Levi L. Stevenson to be deputy postmaster at Staunton, in the county of Augusta, State of Virginia, in place of Shelton S. Alney, resigned, to take effect from the first day of April next.

FRANKLIN PIERCE.

EXECUTIVE CHAMBER, *31 January*, 1854.

To the Senate of the United States :

I hereby nominate A. D. Waldron to be deputy postmaster at Coloma, county of Eldorado, State of California, in place of Peter L. Weymer, removed.

FRANKLIN PIERCE.

EXECUTIVE CHAMBER, *31 January*, 1854.

The messages were read.

Ordered, That the nominations for promotion in the Army be referred to the Committee on Military Affairs.

Ordered, That the nomination of James H. Birch be referred to the Committee on the District of Columbia.

Ordered, That the nomination of Joshua H. Davis be referred to the Committee on Commerce.

Ordered, That the nomination of Henry H. Womach be referred to the Committee on the Judiciary.

Ordered, That the nomination of Levi L. Stevenson be referred to the Committee on the Post-Office and Post-Roads.

On motion by Mr. Gwin,

The Senate, by unanimous consent, proceeded to consider the nomination of A. D. Waldron; and

Resolved, That the Senate advise and consent to his appointment, agreeably to the nomination.

THURSDAY, FEBRUARY 2, 1854.

The following messages were received from the President of the United States, by Mr. Webster, his secretary :

To the Senate of the United States :

I nominate James Gadsden, of South Carolina, for the office of envoy extraordinary and minister plenipotentiary of the United States to the Mexican Republic, to which office he was appointed during the last recess of the Senate, in the place of Alfred Conkling, recalled.

FRANKLIN PIERCE.

WASHINGTON, *31 January*, 1854.

To the Senate of the United States :

I nominate Peter D. Vroom, of New Jersey, for the office of envoy extraordinary and minister plenipotentiary of the United States at the court of His Majesty the King of Prussia, to which office he was ap-

pointed during the last recess of the Senate, in the place of Daniel D. Barnard, recalled at his own request.

FRANKLIN PIERCE.

WASHINGTON, 31 *January*, 1854.

To the Senate of the United States:

I nominate Solon Borland, of Arkansas, for the office of envoy extraordinary and minister plenipotentiary of the United States to Central America, to which office he was appointed during the last recess of the Senate, in the place of John Slidell, declined.

FRANKLIN PIERCE.

WASHINGTON, 31 *January*, 1854.

To the Senate of the United States :

I nominate William Trousdale, of Tennessee, for the office of envoy extraordinary and minister plenipotentiary of the United States at the court of His Majesty the Emperor of Brazil, to which office he was appointed during the last recess of the Senate, in the place of Robert C. Schenck, recalled at his own request.

FRANKLIN PIERCE.

WASHINGTON, 31 *January*, 1854.

To the Senate of the United States :

I nominate Carroll Spence, of Maryland, for the office of minister resident of the United States at Constantinople, to which office he was appointed during the last recess of the Senate, in the place of George P. Marsh, recalled.

FRANKLIN PIERCE.

WASHINGTON, 31 *January*, 1854.

To the Senate of the United States :

I nominate David L. Gregg, of Illinois, for the office of commissioner of the United States to the Kingdom of Hawaii, to which office he was appointed during the last recess of the Senate, in the place of Shelton F. Leake, declined, who was appointed during said recess in the place of Luther Severance, recalled.

FRANKLIN PIERCE.

WASHINGTON, 31 *January*, 1854.

To the Senate of the United States :

I nominate John Cripps, of California, for the office of secretary of the legation of the United States to the Republic of Mexico, to which office he was appointed during the last recess of the Senate, in the place of William Rich, recalled.

FRANKLIN PIERCE.

WASHINGTON, 31 *January*, 1854.

To the Senate of the United States :

I nominate Daniel E. Sickles, of New York, for the office of secretary of the legation of the United States near Her Britannic Majesty, to which office he was appointed during the last recess of the Senate, in the place of John Appleton, declined, who was appointed during said recess in the place of William H. Trescott, recalled at his own request.

FRANKLIN PIERCE.

WASHINGTON, 31 *January*, 1854.

To the Senate of the United States :

I nominate Frederick A. Beelen, of Pennsylvania, for the office of secretary of the legation of the United States to Central America, to which office he was appointed during the last recess of the Senate, in the place of John E. Warren, declined.

FRANKLIN PIERCE.

WASHINGTON, 31 *January*, 1854.

To the Senate of the United States:

I nominate James C. Marriott, of Maryland, for the office of secretary of the legation of the United States to the Republic of Peru, to which office he was appointed during the last recess of the Senate in the place of John J. Martin, declined.

FRANKLIN PIERCE.

WASHINGTON, 31 *January*, 1854.

To the Senate of the United States:

I nominate R. Augustus Erving, of Connecticut, for the office of secretary of the legation of the United States at the court of His Imperial Majesty the Emperor of all the Russias, to which office he was appointed during the last recess of the Senate in the place of Edward H. Wright, recalled at his own request.

FRANKLIN PIERCE.

WASHINGTON, 31 *January*, 1854.

To the Senate of the United States:

I nominate O. Jennings Wise, of Virginia, for the office of secretary of the legation of the United States at the court of His Majesty the King of Prussia, to which office he was appointed during the last recess of the Senate in the place of Theodore S. Fay, appointed minister resident of the United States to Switzerland.

FRANKLIN PIERCE.

WASHINGTON, 31 *January*, 1854.

To the Senate of the United States:

I nominate L. I. Seibels, of Alabama, for the office of chargé d'affaires of the United States to His Majesty the King of the Belgians, to which office he was appointed during the last recess of the Senate in the place of Richard H. Bayard, recalled at his own request.

FRANKLIN PIERCE.

WASHINGTON, 31 *January*, 1854.

To the Senate of the United States:

I nominate James S. Green, of Missouri, for the office of chargé d'affaires of the United States to the Republic of New Granada, to which office he was appointed during the last recess of the Senate in the place of Yelverton P. King, recalled at his own request.

FRANKLIN PIERCE.

WASHINGTON, 31 *January*, 1854.

To the Senate of the United States:

I nominate August Belmont, of New York, for the office of chargé d'affaires of the United States at the court of His Majesty the King of the Netherlands, to which office he was appointed during the last recess of the Senate in the place of George Folsom, recalled.

FRANKLIN PIERCE.

WASHINGTON, 31 *January*, 1854.

To the Senate of the United States:

I nominate Henry R. Jackson, of Georgia, for the office of chargé d'affaires of the United States at the court of His Majesty the Emperor of Austria, to which office he was appointed during the last recess of the Senate in the place of Thomas M. Foote, recalled.

FRANKLIN PIERCE.

WASHINGTON, 31 *January*, 1854.

To the Senate of the United States:

I nominate Henry Bedinger, of Virginia, for the office of chargé d'affaires of the United States near the Government of Denmark, to which office he was appointed during the last recess of the Senate in the place of Miller Grieve, recalled.

FRANKLIN PIERCE.

WASHINGTON, 31 *January*, 1854.

To the Senate of the United States:

I nominate Philo White, of Wisconsin, for the office of chargé d'affaires of the United States to the Republic of Ecuador, to which office he was appointed during the last recess of the Senate in place of Courtland Cushing, recalled at his own request.

FRANKLIN PIERCE.

WASHINGTON, 31 *January*, 1854.

To the Senate of the United States:

I nominate John M. Daniel, of Virginia, for the office of chargé d'affaires of the United States near the Government of Sardinia, to which office he was appointed during the last recess of the Senate in the place of Richard K. Meade, declined, who was appointed during said recess in the place of William B. Kinney, recalled at his own request.

FRANKLIN PIERCE.

WASHINGTON, 31 *January*, 1854.

To the Senate of the United States:

I nominate John W. Dana, of Maine, for the office of chargé d'affaires of the United States to the Republic of Bolivia, to which office he was appointed during the last recess of the Senate, in place of Charles L. Woodbury, declined, who was appointed during said recess in the place of Horace H. Miller, recalled.

FRANKLIN PIERCE.

WASHINGTON, 31 *January*, 1854.

To the Senate of the United States:

I nominate Robert Dale Owen, of Indiana, for the office of chargé d'affaires of the United States, near His Majesty the King of the Kingdom of the Two Sicilies, to which office he was appointed during the last recess of the Senate in the place of Edward J. Morris, recalled at his own request.

FRANKLIN PIERCE.

WASHINGTON, 31 *January*, 1854.

To the Senate of the United States:

I nominate Charles Eames, of the District of Columbia, to be chargé d'affaires of the United States to the Republic of Venezuela, in the place of Isaac Nevitt Steele, resigned.

FRANKLIN PIERCE.

WASHINGTON, 1 *February*, 1854.

To the Senate of the United States :

I nominate John L. P. Sullivan, of New York, to be chargé d'affaires of the United States at the court of Her Most Faithful Majesty the Queen of Portugal, in the place of Charles B. Haddock, recalled.

FRANKLIN PIERCE.

WASHINGTON, 1 *February*, 1854.

To the Senate of the United States :

I nominate for appointment to the office of associate justice of the supreme court for the Territory of New Mexico, Perry E. Brocchus, in the place of John S. Watts, resigned.

FRANKLIN PIERCE.

WASHINGTON, *February 1st*, 1854.

To the Senate of the United States :

A commission having been granted during the recess of the Senate appointing George Edmunds, jun'r, associate justice of the supreme court for the Territory of Utah, in the place of Leonidas Shaver, removed, I now nominate said George Edmunds, jr., to the same office.

FRANKLIN PIERCE.

WASHINGTON, *February 1*, 1854.

To the Senate of the United States :

A commission having been granted during the recess of the Senate appointing John W. H. Underwood, associate justice of the supreme court for the Territory of Utah, in the place of Zerubabel Snow, removed, I now nominate said John W. H. Underwood to the same office.

FRANKLIN PIERCE.

WASHINGTON, *February 1st*, 1854.

To the Senate of the United States :

A commission having been granted during the recess of the Senate appointing John F. Kinney, chief justice of the supreme court for the Territory of Utah, in the place of Lazarus H. Read, removed, I now nominate said John F. Kinney to the same office.

FRANKLIN PIERCE.

WASHINGTON, *February 1*, 1854.

To the Senate of the United States :

I hereby nominate Samuel C. Allen to be deputy postmaster at East Boston, county of Suffolk and State of Massachusetts, in place of James B. Allen, deceased.

FRANKLIN PIERCE.

EXECUTIVE CHAMBER, *February 1st*, 1854.

To the Senate of the United States :

I nominate for appointment to the office of associate justice of the supreme court of the Territory of Washington, Obadiah B. McFadden, in the place of Moses Hoagland, resigned.

FRANKLIN PIERCE.

WASHINGTON, *Feb'y 1*, 1854.

To the Senate of the United States :

I nominate for appointment to the office of associate justice of the supreme court for the Territory of Oregon, Matthew P. Deady, in the place of Obadiah B. McFadden, resigned.

FRANKLIN PIERCE.

WASHINGTON, *February 1, 1854.*

To the Senate of the United States :

A commission having been granted during the recess of the Senate appointing John H. George district attorney for the district of New Hampshire, in the place of William H. Stickney, removed, I now nominate him to said office.

FRANKLIN PIERCE.

WASHINGTON, *February 1, 1854.*

To the Senate of the United States :

A commission having been granted during the recess of the Senate appointing George H. Brown district attorney for the district of Rhode Island, in place of James M. Clarke, removed, I now nominate him to said office.

FRANKLIN PIERCE.

WASHINGTON, *February 1, 1854.*

To the Senate of the United States :

A commission having been granted during the recess of the Senate appointing William D. Shipman district attorney for the district of Connecticut, in place of Elisha S. Abernethy, declined, I now nominate him to said office.

FRANKLIN PIERCE.

WASHINGTON, *February 1, 1854.*

To the Senate of the United States :

A commission having been granted during the recess of the Senate appointing Samuel B. Garvin district attorney for the northern district of New York, in place of James R. Lawrence, removed, I now nominate him to said office.

FRANKLIN PIERCE.

WASHINGTON, *February 1, 1854.*

To the Senate of the United States :

A commission having been granted during the recess of the Senate appointing Garret S. Cannon district attorney for the district of New Jersey, in place of William Halstead, removed, I now nominate him to said office.

FRANKLIN PIERCE.

WASHINGTON, *February 1, 1854.*

To the Senate of the United States :

A commission having been granted during the recess of the Senate appointing Charles Shaler district attorney for the western district of Pennsylvania, in place of I. Bowman Sweitzer, removed, I now nominate him to said office.

FRANKLIN PIERCE.

WASHINGTON, *February 1, 1854.*

To the Senate of the United States :

A commission having been granted during the recess of the Senate appointing John M. Gregory district attorney for the eastern district of Virginia, in the place of William T. Joynes, removed, I now nominate him to said office.

FRANKLIN PIERCE.

WASHINGTON, *February 1, 1854.*

To the Senate of the United States :

A commission having been granted during the recess of the Senate appointing Robert P. Dick district attorney of North Carolina, in place of Hiram W. Husted, removed, I now nominate him to said office.

FRANKLIN PIERCE.

WASHINGTON, *February 1, 1854.*

To the Senate of the United States :

A commission having been granted during the recess of the Senate appointing George S. Owens district attorney for the district of Georgia, in place of Henry Willams, removed, I now nominate him to said office.

FRANKLIN PIERCE.

WASHINGTON, *February 1, 1854.*

To the Senate of the United States :

A commission having been granted during the recess of the Senate appointing C. C. Rogers district attorney for the district of Kentucky, in the place of William H. Caperton, resigned, I now nominate him to said office.

FRANKLIN PIERCE.

WASHINGTON, *February 1, 1854.*

To the Senate of the United States :

A commission having been granted, during the recess of the Senate, appointing Thomas B. Childress district attorney for the middle district of Tennessee in the place of W. F. Kercheval, removed, I now nominate him to said office.

FRANKLIN PIERCE.

WASHINGTON, *February 1st, 1854.*

To the Senate of the United States :

A commission having been granted, during the recess of the Senate, appointing Richard I. Hays district attorney for the western district of Tennessee, in the place of Charles N. Gibbs, removed, I now nominate him to said office.

FRANKLIN PIERCE.

WASHINGTON, *February 1, 1854.*

To the Senate of the United States :

A commission having been granted, during the recess of the Senate, appointing Daniel O. Morton district attorney for the district of Ohio, in the place of Samson Mason, resigned, I now nominate him to said office.

FRANKLIN PIERCE.

WASHINGTON, *February 1, 1854.*

To the Senate of the United States :

A commission having been granted, during the recess of the Senate, appointing Benjamin M. Thomas district attorney for the district of Indiana, in the place of Hugh O'Neal, removed, I now nominate him to said office.

FRANKLIN PIERCE.

WASHINGTON, *February 1, 1854.*

To the Senate of the United States :

A commission having been granted, during the recess of the Senate, appointed Thomas C. Reynolds district attorney for the district of Missouri, in place of John D. Coalter, removed, I now nominate him to said office.

FRANKLIN PIERCE.

WASHINGTON, *February 1, 1854.*

To the Senate of the United States :

A commission having been granted, during the recess of the Senate, appointing Alfred M. Wilson district attorney for the western district of Arkansas, in the place of Jesse Turner, removed, I now nominate him to said office.

FRANKLIN PIERCE.

WASHINGTON, *February 1, 1854.*

To the Senate of the United States :

A commission having been granted, during the recess of the Senate, appointing James W. McConaughey district attorney for the eastern district of Arkansas, in the place of Joseph Stillwell, removed, I now nominate him to said office.

FRANKLIN PIERCE.

WASHINGTON, *February 1st, 1854.*

To the Senate of the United States :

A commission having been granted, during the recess of the Senate, appointing A. I. Requier district attorney for the southern district of Alabama, in the place of Peter Hamilton, removed, I now nominate him to said office.

FRANKLIN PIERCE.

WASHINGTON, *February 1st, 1854.*

To the Senate of the United States :

A commission having been granted, during the recess of the Senate, appointing Chandler C. Yonge district attorney for the northern district of Florida, in the place of George W. Call, junior, removed, I now nominate him to said office.

FRANKLIN PIERCE.

WASHINGTON, *February 1, 1854.*

To the Senate of the United States :

A commission having been granted, during the recess of the Senate, appointing Joseph C. Knapp district attorney for the district of Iowa, in the place of Stephen Whicher, removed, I now nominate him to said office.

FRANKLIN PIERCE.

WASHINGTON, *February 1st, 1854.*

To the Senate of the United States :

A commission having been granted, during the recess of the Senate, appointing John R. Sharpstein district attorney for the district of Wisconsin, in the place of George W. Lakin, removed, I now nominate him to said office.

FRANKLIN PIERCE.

WASHINGTON, *February 1st*, 1854.

To the Senate of the United States :

A commission having been granted, during the recess of the Senate, appointing Daniel H. Dustin attorney of the United States for the Territory of Minnesota, in the place of Henry L. Moss, whose term had expired, I now nominate said Daniel H. Dustin to the same office.

FRANKLIN PIERCE.

WASHINGTON, *February 1st*, 1854.

To the Senate of the United States :

A commission having been granted, during the recess of the Senate, appointing William W. H. Davis attorney of the United States for the Territory of New Mexico, in the place of Miguel A. Otero, declined, I now nominate said William W. H. Davis to the same office.

FRANKLIN PIERCE.

WASHINGTON, *February 1st*, 1854.

To the Senate of the United States :

A commission having been granted, during the recess of the Senate, appointing Philip Barton Key district attorney for the District of Columbia, in place of Philip R. Fendall, resigned, I now nominate him to said office.

FRANKLIN PIERCE.

WASHINGTON, *February 1st*, 1854.

The messages were read.

Ordered, That the nominations of envoys extraordinary and ministers plenipotentiary, minister resident, commissioner, charge d'affaires, and secretaries of legation be referred to the Committee on Foreign Relations.

Ordered, That the nominations of chief and associate judges of supreme courts of Territories and of district courts of the United States be referred to the Committee on the Judiciary.

Ordered, That the nomination of Samuel C. Allen be referred to the Committee on the Post-Office and Post-Roads.

Mr. Adams, from the Committee on the Post-Office and Post-Roads, to whom was referred, the 20th December last, the nomination of Richard J. Cocke, reported,

Whereupon

Resolved, That the Senate advise and consent to his appointment, agreeably to the nomination.

Mr. Pettit, from the Committee on the Judiciary, to whom was referred, the 31st of January, the nomination of Henry H. Womach, reported.

Whereupon

Resolved, That the Senate advise and consent to his appointment, agreeably to the nomination.

Mr. Norris, from the Committee on the District of Columbia, to whom was referred, the 31st of January, the nomination of James H. Birch, reported.

Whereupon

Resolved, That the Senate advise and consent to his appointment, agreeably to the nomination.

Mr. Toucey, from the Committee on the Judiciary, to whom were this day referred the nominations of Obadiah B. McFadden and Matthew P. Deady, reported.

The Senate, by unanimous consent, proceeded to consider the said nominations; and

Resolved, That the Senate advise and consent to the appointment of the said persons, agreeably to their nominations respectively.

SATURDAY, FEBRUARY 4, 1854.

The following messages were received from the President of the United States, by Mr. Webster, his secretary:

To the Senate of the United States:

I nominate the officers named in the accompanying list for regular promotion in the Army of the United States, as proposed by the Secretary of War.

FRANKLIN PIERCE.

WASHINGTON, *February 1, 1854.*

WAR DEPARTMENT, *February 1, 1854.*

SIR: I have the honor to lay before you the annexed list of officers for regular promotion in the Army of the United States.

Fourth Regiment of Infantry.

Brevet Second Lieutenant Charles H. Rundell, of the Third Regiment of Infantry, to be second lieutenant, August 5, vice Bonnycastle, promoted.

Brevet Second Lieutenant John Nugen, of the Second Regiment of Infantry, to be second lieutenant, September 29, 1853, vice Dryer, promoted.

Eighth Regiment of Infantry.

First Lieutenant Edmunds B. Holloway to be captain, December 31, 1853, vice Beardsley, resigned.

Second Lieutenant George L. Willard to be first lieutenant, December 31, 1853, vice Holloway, promoted.

Brevet Second Lieutenant Henry Douglass, of the Seventh Regiment of Infantry, to be second lieutenant, December 31, 1853, vice Willard, promoted.

I am, sir, with great respect, your obedient servant,

JEFFER. DAVIS,
Secretary of War.

To the Senate of the United States:

I nominate John W. Davis, of Indiana, for the office of governor of the Territory of Oregon, to which office he was appointed during the last recess of the Senate, in the place of Joseph Lane, resigned.

FRANKLIN PIERCE.

WASHINGTON, *February 1, 1854.*

To the Senate of the United States :

I nominate David Meriwether, of Kentucky, for the office of governor of the Territory of New Mexico, to which office he was appointed during the last recess of the Senate, in the place of Solon Borland, declined.

FRANKLIN PIERCE.

WASHINGTON, *February 1, 1854.*

To the Senate of the United States :

I nominate Charles H. Mason, of Rhode Island, for the office of secretary of the Territory of Washington, to which office he was appointed during the last recess of the Senate, in the place of R. Farquharson, declined.

FRANKLIN PIERCE.

WASHINGTON, *February 1, 1854.*

To the Senate of the United States :

I nominate Almon W. Babbitt, of Iowa, for the office of secretary of the Territory of Utah, to which office he was appointed during the last recess of the Senate, in the place of Benjamin G. Ferris, removed.

FRANKLIN PIERCE.

WASHINGTON, *February 1, 1854.*

To the Senate of the United States :

A commission having been granted during the recess of the Senate to James R. Snowden as director of the Mint of the United States at Philadelphia, in the State of Pennsylvania, in the place of Thomas M. Pettit, deceased, I now nominate him to the same.

FRANKLIN PIERCE.

WASHINGTON, *February 1, 1854.*

To the Senate of the United States :

I nominate Edwin De Leon, of South Carolina, for the office of consul-general of the United States at Alexandria, in Egypt, to which office he was appointed during the last recess of the Senate, in the place of Richard B. Jones, recalled.

FRANKLIN PIERCE.

WASHINGTON, *February 1, 1854.*

To the Senate of the United States :

I nominate George M. Chase, of Maine, for the office of consul of the United States for the port of Lahaina, in the Kingdom of Hawaii, to which office he was appointed during the last recess of the Senate, in the place of Charles Bunker, recalled.

FRANKLIN PIERCE.

WASHINGTON, *February 1, 1854.*

To the Senate of the United States :

I nominate Benjamin F. Angel, of New York, for the office of consul of the United States for the port of Honolulu, in the Kingdom of Hawaii, to which office he was appointed during the last recess of the Senate, in the place of Elisha H. Allen, recalled.

FRANKLIN PIERCE.

WASHINGTON, *February 1, 1854.*

To the Senate of the United States :

I nominate Charles L. Denham, of California, for the office of consul of the United States for the port of Acapulco, in the Mexican Republic, to which office he was appointed during the last recess of the Senate, in the place of Hector C. Ames, recalled.

FRANKLIN PIERCE.

WASHINGTON, *February 1, 1854.**To the Senate of the United States :*

I nominate George R. Dwyer, of Massachusetts, for the office of consul of the United States for the port of Mozambique, to which office he was appointed during the last recess of the Senate, in the place of William E. Hines, recalled.

FRANKLIN PIERCE.

WASHINGTON, *February 1, 1854.**To the Senate of the United States :*

I nominate George H. Goundie, of Pennsylvania, for the office of consul of the United States for the city of Zurich, in Switzerland, to which office he was appointed during the last recess of the Senate, in the place of W. L. J. Kiderlen, recalled.

FRANKLIN PIERCE.

WASHINGTON, *February 1, 1854.**To the Senate of the United States :*

I nominate William Hart, junior, of California, to be consul of the United States for Port Louis, in the Isle of France, in the place of George M. Farnum, who has not acted in consequence of his not having obtained an exequatur.

FRANKLIN PIERCE.

WASHINGTON, *February — , 1854.**To the Senate of the United States :*

I nominate Philip T. Heartt, of New York, for the office of consul of the United States for the port of Glasgow, in Scotland, to which office he was appointed during the last recess of the Senate, in place of D. O. Kellogg, resigned.

FRANKLIN PIERCE.

WASHINGTON, *February 1, 1854.**To the Senate of the United States :*

I nominate Thomas H. Hyatt, of New York, for the office of consul of the United States for the port of Amoy, in China, to which office he was appointed during the last recess of the Senate, in the place of Charles W. Bradley, resigned.

FRANKLIN PIERCE.

WASHINGTON, *February 1, 1854.**To the Senate of the United States :*

I nominate William Hildebrand, of Wisconsin, for the office of consul of the United States for the port of Bremen, to which office he was appointed during the last recess of the Senate, in the place of Ralph King, recalled.

FRANKLIN PIERCE.

WASHINGTON, *February 1, 1854.*

To the Senate of the United States :

I nominate James Keenan, of Pennsylvania, for the office of consul of the United States for the port of Hong-Kong, to which office he was appointed during the last recess of the Senate, in the place of Frederick T. Bush, resigned.

FRANKLIN PIERCE.

WASHINGTON, *February 1, 1854.*

To the Senate of the United States :

I nominate Daniel S. Lee, of Iowa, for the office of consul of the United States for the city of Basle, in Switzerland, to which office he was appointed during the last recess of the Senate, in the place of Nathan Burchard, recalled.

FRANKLIN PIERCE.

WASHINGTON, *February 1, 1854.*

To the Senate of the United States :

I nominate Donald G. Mitchell, of Connecticut, for the office of consul of the United States for the port of Venice and the Adriatic ports which belong to the Lombardo-Venetian Kingdom, to which office he was appointed during the last recess of the Senate, in the place of Edmund Flagg, resigned.

FRANKLIN PIERCE.

WASHINGTON, *February 1, 1854.*

To the Senate of the United States :

I nominate Duncan K. McRae, of North Carolina, for the office of consul of the United States for the city of Paris, to which office he was appointed during the last recess of the Senate, in place of Samuel G. Goodrich, recalled.

FRANKLIN PIERCE.

WASHINGTON, *February 1, 1854.*

To the Senate of the United States :

I nominate James McDowell, of Ohio, for the office of consul of the United States for the port of Leith, in Scotland, to which office he was appointed during the last recess of the Senate, in the place of John Broadfoot, recalled.

FRANKLIN PIERCE.

WASHINGTON, *February 1st, 1854.*

To the Senate of the United States :

I nominate Wyndham Robertson, of Louisiana, for the office of consul of the United States for the port of Trieste and all the other ports in the Austrian dominions on the Adriatic coast except those ports which belong to the Lombardo-Venetian Kingdom, to which office he was appointed during the last recess of the Senate, in the place of L. W. Jerome, recalled.

FRANKLIN PIERCE.

WASHINGTON, *February 1st, 1854.*

To the Senate of the United States :

I nominate John T. Pickett, of Kentucky, for the office of consul of the United States for the port of Vera Cruz, in the Mexican Republic,

to which office he was appointed during the last recess of the Senate, in the place of William R. Glover, resigned.

FRANKLIN PIERCE.

WASHINGTON, *February 1st*, 1854.

To the Senate of the United States:

I nominate John P. Sullivan, of California, for the office of consul of the United States for the port of Bayonne, in France, to which office he was appointed during the last recess of the Senate, in the place of Augustus Furtado, recalled.

FRANKLIN PIERCE.

WASHINGTON, *February 1st*, 1854.

To the Senate of the United States:

I nominate Robert G. Scott, of Virginia, for the office of consul of the United States for the port of Rio de Janeiro, in the Empire of Brazil, to which office he was appointed during the last recess of the Senate, in the place of Edward Kent, recalled.

FRANKLIN PIERCE.

WASHINGTON, *February 1*, 1854.

To the Senate of the United States:

I nominate James M. Tarleton, of Alabama, for the office of consul of the United States for the port of Melbourne, in Australia, to which office he was appointed during the last recess of the Senate, in the place of I. A. Henriques, recalled.

FRANKLIN PIERCE.

WASHINGTON, *February 1st*, 1854.

To the Senate of the United States :

I nominate Reuben Wood, of Ohio, for the office of consul of the United States for the port of Valparaiso, in the Republic of Chili, to which office he was appointed during the last recess of the Senate, in the place of William Duer, resigned.

FRANKLIN PIERCE.

WASHINGTON, *February 1st*, 1854.

To the Senate of the United States :

I nominate Thomas W. Ward, of Texas, for the office of consul of the United States for the port of Panama, in the Republic of New Granada, to which office he was appointed during the last recess of the Senate, in the place of Amos B. Corwine, recalled.

FRANKLIN PIERCE.

WASHINGTON, *February 1st*, 1854.

To the Senate of the United States :

I nominate Edward Worrell, of Delaware, for the office of consul of the United States for the port of Matanzas, in the Island of Cuba, to which office he was appointed during the last recess of the Senate, in the place of Thomas M. Rodney, recalled.

FRANKLIN PIERCE.

WASHINGTON, *February 1st*, 1854.

The messages were read.

Ordered, That the nominations of Charles H. Rundell and other officers for promotion in the Army be referred to the Committee on Military Affairs.

Ordered, That the nominations of John W. Davis, David Merriwether, Almon W. Babbitt, and Charles H. Mason be referred to the Committee on the Territories.

Ordered, That the nomination of James R. Snowden be referred to the Committee on Finance.

Ordered, That the nominations of consuls and consul-general be referred to the Committee on Commerce.

Mr. Sebastian, from the Committee on Indian Affairs, to whom were referred, the 16th January, the nominations of Francis Huebschman, Alfred Cumming, Edward A. Bedell, David B. Herriman, Henry C. Gilbert, Edmund A. Graves, Andrew I. Dorn, and Samuel H. Culver, and on the 17th January those of John W. Whitfield, Daniel Vander-slice, Alfred I. Vaughan, Robert R. Thompson, Benjamin F. Robinson, Ely Moore, and Richard G. Murphy, reported.

Whereupon

Resolved, That the Senate advise and consent to the appointment of the said persons, agreeably to their nominations respectively.

Mr. Sebastian, from the Committee on Indian Affairs, to whom were referred, the 16th January, the nominations of William H. Garret and Douglass H. Cooper, and on the 17th January that of Burton A. James, reported.

Mr. Douglas, from the Committee on Territories, to whom were this day referred the nominations of John W. Davis and David Merriwether, reported.

The Senate, by unanimous consent, proceeded to consider the said nominations; and

Resolved, That the Senate advise and consent to the appointment of the said persons, agreeably to their nominations respectively.

On motion by Mr. Mason,

The Senate, as in Committee of the Whole, proceeded to consider the new draft of a general convention of friendship, reciprocal establishments, commerce, and for the surrender of fugitive criminals between the United States and the Swiss Confederation, concluded at the city of Berne the twenty-fifth of November, eighteen hundred and fifty; and

After debate,

On motion by Mr. Butler,

The Senate adjourned.

WEDNESDAY, FEBRUARY 8, 1854.

The following messages were received from the President of the United States, by Mr. Webster, his secretary :

To the Senate of the United States :

I nominate for appointment to the office of justice of the peace for the county of Washington, in the District of Columbia, Henry L. Harvey.

FRANKLIN PIERCE.

WASHINGTON, *February 4*, 1854.

To the Senate of the United States :

A commission having been granted, during the recess of the Senate, appointing the following-named persons to the office of justice of the

peace for the county of Washington, in the District of Columbia, I now nominate said persons to the same office :

Charles R. Belt, Albert Greenleaf, Samuel S. Briggs, Henry Addison.
FRANKLIN PIERCE.

WASHINGTON, 4 *February*, 1854.

To the Senate of the United States :

Commissions having been granted, during the recess of the Senate, reappointing the following persons to the office of justice of the peace for the county of Washington, in the District of Columbia, I now nominate said persons to the same office :

George McNeir, John McCutchen, John D. Barclay, Benedict Millburn, Thomas Donohoo, Joseph W. Beck, Aquilla K. Arnold, Anthony Hyde, Alfred Ray, Paul Stevens, Robert Clarke.

FRANKLIN PIERCE.

WASHINGTON, 4 *February*, 1854.

To the Senate of the United States :

I nominate William E. Venable, of Tennessee, to be secretary of the legation of the United States near His Majesty the Emperor of Brazil, in the place of Ferdinand Coxe, resigned.

FRANKLIN PIERCE.

WASHINGTON, 6 *February*, 1854.

To the Senate of the United States:

I hereby nominate Charles O. Faxon to be deputy postmaster at Clarksville, Montgomery County, Tennessee, in place of William B. Dortch, resigned.

FRANKLIN PIERCE.

EXECUTIVE CHAMBER, *February* 6, 1854.

To the Senate of the United States:

A commission having been granted to Thomas S. Hall, during the recess of the Senate, as collector of the customs for the district and inspector of the revenue for the port of Sackett's Harbor, in the State of New York, vice Abraham Kromer, removed, who was appointed in the place of Daniel McCulloch, removed, I now nominate him to the same.

FRANKLIN PIERCE.

WASHINGTON, *February* 6, 1854.

To the Senate of the United States :

I nominate William N. Mitchell to be surveyor and inspector of the revenue for the port of Windsor, in the State of North Carolina, in the place of George W. McGlauchon, removed.

FRANKLIN PIERCE.

WASHINGTON, *February* 6, 1854.

To the Senate of the United States :

I nominate James Witherspoon to be surveyor and inspector of the revenue for the port of St. Andrew's Bay, in the State of Florida, in the place of William C. Bryan, whose commission will expire on the 16th of April, 1854.

FRANKLIN PIERCE.

WASHINGTON, *February* 6, 1854.

To the Senate of the United States :

I submit to the Senate herewith, for their constitutional action thereon, a treaty, negotiated on the 27th of July, 1853, by Agent Thomas Fitzpatrick, on behalf of the United States, with the Comanche, Kiowa, and Apache Indians inhabiting the territory on the Arkansas River.

FRANKLIN PIERCE.

EXECUTIVE OFFICE, *February 4, 1854.*

To the Senate of the United States :

I submit to the Senate herewith, for their constitutional action thereon, two treaties, one negotiated on the 10th day of September, 1853, by Superintendent Joel Palmer and Agent Samuel H. Culver, on the part of the United States, and the chiefs and head men of the bands of the Rogue River tribe of Indians in Oregon; the other negotiated on the 19th of the same month, on behalf of the Government, by the said superintendent, with the chiefs of the Crow Creek band of Umpqua Indians in said Territory.

FRANKLIN PIERCE.

EXECUTIVE OFFICE, *February 4, 1854.*

The messages were read.

Ordered, That the nominations of justices of the peace be referred to the Committee on the District of Columbia.

Ordered, That the nomination of William E. Venable be referred to the Committee on Foreign Relations.

Ordered, That the nomination of Charles O. Faxon be referred to the Committee on the Post-Office and Post-Roads.

Ordered, That the nominations of Thomas S. Hall, William N. Mitchell, and James Witherspoon be referred to the Committee on Commerce.

The articles of a treaty, made and concluded at Fort Atkinson, in the Indian Territory of the United States of America, on the 27th day of July, anno Domini eighteen hundred fifty-three, between the United States of America, by Thomas Fitzpatrick, Indian agent and sole commissioner duly appointed for that purpose, and the Comanche, and Kiowa, and Apache tribes or nations of Indians inhabiting the said territory south of the Arkansas River, were read the first time; and

Ordered, That the said treaty, together with the message and documents accompanying the same, be referred to the Committee on Indian Affairs and printed in confidence for the use of the Senate.

The stipulations of a treaty made and entered into at Table Rock, near Rogue River, in the Territory of Oregon, this 10th day of September, A. D. 1853, by and between Joel Palmer, superintendent of Indian Affairs, and Samuel H. Culver, Indian agent, on the part of the United States, and Jo-aps-er ka har, principal chief, Sam To-qua-he-ar, and Jim Ana-chah-a-rah, subordinate chiefs, and others, head men of the bands of the Rogue River tribe of Indians, on the part of the said tribe, were read the first time.

The stipulations of a treaty made and entered into on Cow Creek, Umpqua Valley, in the Territory of Oregon, this 19th day of September, A. D. 1853, by and between Joel Palmer, superintendent of Indian Affairs, on the part of the United States, and Quin-to-oo-san, or Big-Head, principal chief, and My-a-e-letter, or Jackson, and Tom-son, of Quin-ti-oo-son, subordinate chiefs, on the part of the Cow Creek band of Umpqua tribe of Indians, were read the first time; and

Ordered, That the two last-mentioned treaties, together with the message and documents accompanying the same, be referred to the Com-

mittee on Indian Affairs and printed in confidence for the use of the Senate.

Mr. Douglas, from the Committee on Foreign Relations, to whom were referred, the 2d instant, the nominations of J. J. Seibels, James S. Green, August Belmont, Henry Jackson, Henry Bedinger, Philo White, John M. Danvel, John W. Dana, Robert Dale Owen, and Charles Eames, reported.

Whereupon

Resolved, That the Senate advise and consent to the appointment of the said persons, agreeably to their nominations respectively.

Mr. Douglas, from the Committee on Foreign Relations, to whom were referred, the 2d instant, the nominations of James Gadsden, Peter D. Vroom, Solon Borland, William Trousdale, Carroll Spence, David L. Gregg, John Cripps, Daniel E. Sickles, Frederick A. Belen, James C. Marriott, R. Augustus Erving, O. Jennings Wise, and John L. O'Sullivan, reported.

Mr. Hamlin, from the Committee on Commerce, to whom was referred, the 19th January, the nomination of John Dix, and on the 31 January that of Joshua H. Davis, reported.

Whereupon

Resolved, That the Senate advise and consent to the appointment of the said persons, agreeably to their nominations respectively.

Mr. Williams, from the Committee on the Judiciary, to whom was referred, the 2d instant, the nomination of Perry E. Brocchus, reported.

• Whereupon

Resolved, That the Senate advise and consent to his appointment, agreeably to the nomination.

Mr. Williams, from the Committee on the Judiciary, to whom were referred, the 2d instant, the nominations of George Edmunds, jr., John W. H. Underwood, and John F. Kinney, reported.

The Senate proceeded to consider the nominations of Douglas H. Cooper and William H. Garret; and

Resolved, That the Senate advise and consent to the appointment of the said persons, agreeably to their nominations respectively.

Mr. Brodhead presented memorials from Samuel Allen and three hundred and sixty-two other citizens of Pennsylvania, remonstrating against the ratification of a treaty with Great Britain for the creation of any international copyright between that country and the United States.

Ordered, That the said memorials lie on the table.

On motion by Mr. Bright, that the vote of this day confirming the nomination of Charles Eames be reconsidered,

On motion by Mr. Badger

The Senate adjourned.

THURSDAY, FEBRUARY 9, 1854.

On motion by Mr. Bright, and by unanimous consent, he had leave to withdraw his motion for the reconsideration of the vote confirming the nomination of Charles Eames.

Mr. Rusk, from the Committee on the Post-Office and Post-Roads, to whom were referred, the 20th December last, the nominations of Joseph T. Sisson and Welcome B. Sayle, reported.

Whereupon

Resolved, That the Senate advise and consent to the appointment of the said persons, agreeably to their nominations respectively.

Mr. Williams, from the Committee on the Judiciary, to whom were referred, the 2d instant, the nominations of John H. George, George H. Browne, William D. Shipman, Samuel B. Garvin, Garret S. Cannon, Charles Shaler, John M. Gregory, Robert P. Dick, George S. Owens, C. C. Rogers, Thomas B. Childress, Richard I. Hays, Daniel O. Morton, Benjamin M. Thomas, Thomas C. Reynolds, Alfred M. Wilson, James W. McConaughay, A. J. Regnier, Chandler C. Yonge, Joseph C. Knapp, John R. Sharpstein, Daniel H. Dustin, William W. H. Davis, and Philip Barton Key, reported.

Mr. Brodhead presented memorials from James C. Vogdes and other citizens of Pennsylvania, remonstrating against the ratification of a treaty with Great Britain for the creation of any international copyright between that country and the United States.

Mr. Fish presented a memorial from Leonard Scott and Company and forty-three other citizens of New York upon the same subject.

Ordered, That those several memorials lie on the table.

On motion by Mr. Douglas,

The Senate proceeded to consider the nomination of James Gadsen; and,

On motion by Mr. Houston,

Ordered, That it be postponed until to-morrow.

On motion by Mr. Douglas,

The Senate proceeded to consider the nominations of Peter D. Vroom, Solon Borland, William Trousdale, Carroll Spence, David L. Gregg, John Cripps, Daniel E. Sickles, James C. Marriott, R. Augustus Erving, and O. Jennings Wise; and

Resolved, That the Senate advise and consent to the appointment of the said persons, agreeably to their nominations respectively.

On motion by Mr. Douglas,

The Senate proceeded to consider the nomination of John L. O'Sullivan; and,

After debate,

On motion by Mr. Badger,

The Senate adjourned.

FRIDAY, FEBRUARY 10, 1854.

The following messages were received from the President of the United States, by Mr. Webster, his secretary:

To the Senate of the United States:

I nominate James W. Moore to be collector of the customs for the district of Saluria and inspector of the revenue for the port of La Salle, in the State of Texas, vice Alexander Somerville, deceased.

FRANKLIN PIERCE.

WASHINGTON, *February* —, 1854.

To the Senate of the United States:

I transmit to the Senate, for its consideration with a view to ratification, a treaty between the United States and the Mexican Republic, signed by the plenipotentiaries of the parties in the City of Mexico on the 30th of December last. Certain amendments are proposed to the instrument, as hereinafter specified, viz:

In order to make the duties and obligations stipulated in the second article reciprocal, it is proposed to add to that article the following:

“And the Government of Mexico agrees that the stipulations con-

tained in this article to be performed by the United States shall be reciprocal, and Mexico shall be under like obligations to the United States and the citizens thereof as those herein above imposed on the latter in favor of the Republic of Mexico and Mexican citizens."

It is also recommended that for the 3d article of the original treaty the following shall be adopted as a substitute:

"In consideration of the grants received by the United States and the obligations relinquished by the Mexican Republic pursuant to this treaty, the former agree to pay to the latter the sum of fifteen millions of dollars in gold or silver coin at the Treasury at Washington, one-fifth of the amount on the exchange of ratifications of the present treaty at Washington, and the remaining four-fifths in monthly installments of three millions each, with interest at the rate of six per cent. per annum until the whole be paid, the Government of the United States reserving the right to pay up the whole sum of fifteen millions at an earlier date, as may be to it convenient.

"The United States also agree to assume all the claims of their citizens against the Mexican Republic which may have arisen under treaty or the law of nations since the date of the signature of the treaty of Guadalupe. And the Mexican Republic agrees to exonerate the United States of America from all claims of Mexico or Mexican citizens which may have arisen under treaty or the law of nations since the date of the treaty of Guadalupe, so that each Government in the most formal and effective manner shall be exempted and exonerated of all such obligations to each other respectively."

I also recommend that the 8th article be modified by striking out all after the word "attempts," in the twenty-third line of that article. The part to be omitted is as follows:

"They mutually and especially obligate themselves in all cases of such lawless enterprises which may not have been prevented through the civil authorities before formation, to aid with the naval and military forces, on due notice being given by the aggrieved party of the aggressions of the citizens and subjects of the other, so that the lawless adventurers may be pursued and overtaken on the high seas, their elements of war destroyed, and the deluded captives held responsible in their persons, and meet with the merited retribution inflicted by the laws of nations against all such disturbers of the peace and happiness of contiguous and friendly powers. It being understood that in all cases of successful pursuit and capture, the delinquents so captured shall be judged and punished by the Government of that nation to which the vessel capturing them may belong, conformably to the laws of each nation."

At the close of the instrument it will also be advisable to substitute seventy-eighth for seventy-seventh year of the Independence of the United States.

FRANKLIN PIERCE.

WASHINGTON, 10 *February*, 1854.

The messages were read.

Ordered, That the nomination of James W. Moore be referred to the Committee on Commerce.

The treaty between the United States of America and the Mexican Republic, concluded at the City of Mexico the 30th day of December, in the year of our Lord eighteen hundred and fifty-three, was read the first time.

On motion by Mr. Rusk,

Ordered, That the treaty and the message communicating the same be referred to the Committee on Foreign Relations and printed in confidence for the use of the Senate.

MONDAY, FEBRUARY 13, 1854.

Mr. Stuart, from the Committee on Commerce, to whom were referred, the 23d January, the nominations of George N. Sanders and Alois D. Gall, reported.

Mr. Hamlin, from the Committee on Commerce, to whom were referred, the 14th instant, the nominations of George M. Chase, Charles L. Denman, George R. Dwyer, George H. Goundie, William Hart, junior, Philip T. Heartt, Thomas H. Hyatt, William Hildebrand, Duncan K. McRae, James McDowell, John T. Pickett, Robert G. Scott, James M. Tarlton, Thomas W. Ward, and Edward Worrell, and on the 8th instant, that of William N. Mitchell, reported.

Whereupon

Resolved, That the Senate advise and consent to the appointment of the said persons, agreeably to their nominations respectively.

Mr. Hamlin, from the Committee on Commerce, to whom were referred, the fourth instant, the nominations of Edwin De Leon, Benjamin F. Angel, James Keenan, John P. Sullivan, and Reuben Wood, reported.

Mr. Shields, from the Committee on Military Affairs, to whom were referred, the 31st January, the nominations of Samuel Jones and other officers, and on the 4th instant those of Charles H. Rundell and other officers, all for promotion in the Army of the United States, reported.

Whereupon

Resolved, That the Senate advise and consent to the promotion of all the said officers in the Army of the United States, agreeably to their nominations respectively.

Mr. Bell submitted the following resolution; which was considered, by unanimous consent, and agreed to:

Resolved, That the President be requested to communicate to the Senate, if not, in his judgment, incompatible with the public interest, a copy of the convention between the United States of America and the United Mexican States to facilitate the construction and insure the maintenance of a transit way across the Isthmus of Tehuantepec, signed by the respective plenipotentiaries of the two powers in the City of Mexico on the 21st day of March, 1853.

Mr. Mallory submitted the following resolution for consideration:

Resolved, That the injunction of secrecy be removed from the international copyright treaty now before the Senate, and that the consideration of said treaty be in open session.

Mr. Brodhead presented a memorial of T. T. Carter and thirteen other citizens, and a memorial of Phillips, Sampson and Company and seventy-one other citizens of Massachusetts, all protesting against the ratification of the international copyright treaty with Great Britain; and

Ordered, That the said memorials lie on the table.

On motion by Mr. Butler,

The Senate proceeded to consider the nomination of James Gadsden; and

On the question, Will the Senate advise and consent to the appointment of James Gadsden?

It was determined in the affirmative, { Yeas 46
Nays 2

On motion by Mr. Houston,

The yeas and nays being desired by one-fifth of the Senators present,
Those who voted in the affirmative are,

Messrs. Adams, Allen, Badger, Bayard, Bell, Benjamin, Bright, Brodhead, Brown, Butler, Cass, Chase, Clay, Dawson, Dodge of Wisconsin, Dodge of Iowa, Douglas, Evans, Everett, Fish, Fitzpatrick, Geyer, Gwin, Hamlin, Hunter, James, Johnson, Jones of Iowa, Jones of Tennessee, Mallory, Morton, Norris, Pettit, Pratt, Rusk, Sebastian, Seward, Shields, Slidell, Stuart, Toombs, Wade, Walker, Weller, Williams, Wright.

Those who voted in the negative are,

Messrs. Houston and Thompson of Kentucky.

So it was

Resolved, That the Senate advise and consent to the appointment of James Gadsden, agreeably to the nomination.

The Senate resumed the consideration of the nomination of John L. O'Sullivan; and,

After debate,

On motion by Mr. Brodhead,

The Senate adjourned.

TUESDAY, FEBRUARY 14, 1854.

✕ The following message was received from the President of the United States, by Mr. Webster, his secretary:

To the Senate of the United States:

I transmit to the Senate, for its consideration with a view to ratification, an additional article to the convention for the establishment of international copyright, which was concluded at Washington on the 17th of February, 1853, between the United States of America and Her Britannic Majesty, extending the time limited in that convention for the exchange of the ratifications of the same.

FRANKLIN PIERCE.

WASHINGTON, *February* 13, 1854.

The message was read.

The additional article to the convention for the establishment of international copyright between the United States of America and Her Britannic Majesty, concluded at Washington the 17th February, 1853, was read the first time.

On motion by Mr. Mason,

Ordered, That the said additional article and the message communicating the same be referred to the Committee on Foreign Relations.

The Senate resumed the consideration of the nomination of John L. O'Sullivan; and,

After debate,

On the question, Will the Senate advise and consent to the appointment of John L. O'Sullivan?

It was determined in the affirmative, { Yeas..... 27
Nays..... 16

On motion by Mr. Brodhead,

The yeas and nays being desired by one-fifth of the Senators present,
Those who voted in the affirmative are,

Messrs. Allen, Bayard, Brown, Cass, Clay, Dodge of Wisconsin, Dodge of Iowa, Douglas, Fish, Fitzpatrick, Foot, Gwin, Hamlin, Hous-

ton, Hunter, James, Mallory, Mason, Norris, Pettit, Sebastian, Shields, Slidell, Toombs, Walker, Weller, Williams.

Those who voted in the negative are,

Messrs. Adams, Badger, Bell, Benjamin, Brodhead, Chase, Dawson, Evans, Everett, Jones of Tennessee, Morton, Pearce, Seward, Smith, Thompson of Kentucky, Wade.

So it was

Resolved, That the Senate advise and consent to the appointment of John L. O'Sullivan, agreeably to the nomination.

On motion by Mr. Douglas,

The Senate proceeded to consider the nomination of George N. Sanders; and,

After debate,

On the question, Will the Senate advise and consent to the appointment of George N. Sanders?

It was determined in the negative, { Yeas..... 10
Nays..... 29

On motion by Mr. Adams,

The yeas and nays being desired by one-fifth of the Senators present,

Those who voted in the affirmative are,

Messrs. Bell, Brodhead, Douglas, Jones of Iowa, Jones of Tennessee, Rusk, Seward, Smith, Toombs, Weller.

Those who voted in the negative are,

Messrs. Adams, Allen, Badger, Benjamin, Bright, Brown, Cass, Clay, Dawson, Dodge of Wisconsin, Dodge of Iowa, Evans, Everett, Fish, Fitzpatrick, Foot, Gwin, Hamlin, Houston, Mason, Norris, Pettit, Sebastian, Shields, Slidell, Stuart, Walker, Williams, Wright.

So it was

Resolved, That the Senate do not advise and consent to the appointment of George N. Sanders, of New York, to be consul of the United States for the port of London, in England, in place of Thomas Aspinwall, recalled.

On motion by Mr. James that the vote advising and consenting to the appointment of John L. O'Sullivan be reconsidered,

On motion by Mr. Badger,

The Senate adjourned.

THURSDAY, FEBRUARY 16, 1854.

The following messages were received from the President of the United States, by Mr. Webster, his secretary:

To the Senate of the United States:

I nominate Abijah M. Ide, jr., to be deputy postmaster at Taunton, Massachusetts, vice William Brewster, removed.

FRANKLIN PIERCE.

WASHINGTON, D. C., *February* 15, 1854.

To the Senate of the United States:

I nominate James V. Smiley to be deputy postmaster at Haverhill, Massachusetts, vice Caleb Hersey, removed.

FRANKLIN PIERCE.

WASHINGTON, D. C., *February* 15, 1854.

To the Senate of the United States :

I nominate Jacob Reisinger to be deputy postmaster at Mansfield, Ohio, vice Jacob Hammer, removed.

FRANKLIN PIERCE.

WASHINGTON, D. C., *February 15, 1854.*

To the Senate of the United States :

I nominate Rolla Doolittle to be deputy postmaster at Madison, Indiana, vice C. P. J. Arion, removed.

FRANKLIN PIERCE.

WASHINGTON, D. C., *February 15, 1854.*

To the Senate of the United States :

I nominate James Elder to be deputy postmaster at Richmond, Indiana, vice Caleb R. Williams, removed.

FRANKLIN PIERCE.

WASHINGTON, D. C., *February 15, 1854.*

To the Senate of the United States :

I nominate Francis M. Gwin to be deputy postmaster at New Albany, Indiana, vice Phineas M. Kent, resigned.

FRANKLIN PIERCE.

WASHINGTON, D. C., *February 15, 1854.*

To the Senate of the United States :

I nominate Joseph O. Jones to be deputy postmaster at Terre Haute, Indiana, vice Jesse T. Moffat, removed.

FRANKLIN PIERCE.

WASHINGTON, D. C., *February 15, 1854.*

To the Senate of the United States :

I nominate Benjamin Stinson to be deputy postmaster at Evansville, Indiana, vice William H. Chandler, removed.

FRANKLIN PIERCE.

WASHINGTON, D. C., *February 15, 1854.*

To the Senate of the United States :

I nominate Jacob Walker to be deputy postmaster at Lafayette, Indiana, vice Daniel Brawley, removed.

FRANKLIN PIERCE.

WASHINGTON, D. C., *February 15, 1854.*

To the Senate of the United States :

I nominate Montgomery Bryant to be deputy postmaster at Lexington, Missouri, vice Ninian W. Letton, removed.

FRANKLIN PIERCE.

WASHINGTON, D. C., *February 15, 1854.*

To the Senate of the United States :

I hereby nominate P. R. Lewis to be deputy postmaster at Clinton, in the county of Hinds, State of Mississippi, in place of I. W. Welborn, resigned.

FRANKLIN PIERCE.

EXECUTIVE CHAMBER, *February 11, 1854.*

To the Senate of the United States :

I nominate James Miller to be deputy postmaster at Benicia, California, vice John Furguson, resigned.

FRANKLIN PIERCE.

WASHINGTON, D. C., *February 15th*, 1854.

To the Senate of the United States:

I nominate John A. Patrick to be deputy postmaster at San José, California, vice John R. Wilson, removed.

FRANKLIN PIERCE.

WASHINGTON, D. C., *February 15th*, 1854.

To the Senate of the United States:

I nominate John S. Evans to be deputy postmaster at Stockton, California, vice Joel G. Canda, removed.

FRANKLIN PIERCE.

WASHINGTON, D. C., *February 15th*, 1854.

To the Senate of the United States:

I nominate Philip W. Keyser to be deputy postmaster at Marysville, California, vice James Cushing, removed.

FRANKLIN PIERCE.

WASHINGTON, D. C., *February 15th*, 1854.

To the Senate of the United States:

I nominate W. D. Williams to be deputy postmaster at Placerville, California, vice Robert D. Foster, removed.

FRANKLIN PIERCE.

WASHINGTON, D. C., *February 15th*, 1854.

To the Senate of the United States :

I nominate F. B. Wells, of New York, to be consul of the United States for the port of Bermuda in the place of John W. Howden, deceased, who was appointed during the last recess of the Senate, in the place of William Tudor Tuckor, recalled.

FRANKLIN PIERCE.

WASHINGTON, 16 *February*, 1854.

To the Senate of the United States :

I nominate S. C. Pilkington, of Kentucky, to be consul of the United States for Tehuantepec, in Mexico, in the place of Charles R. Webster, recalled.

FRANKLIN PIERCE.

WASHINGTON, 16 *February*, 1854.

To the Senate of the United States :

I nominate Francis M. Ellis, of Ohio, to be consul of the United States for the port of Buenos Ayres, in the place of Joseph Graham, recalled.

FRANKLIN PIERCE.

WASHINGTON, 16 *February*, 1854.

To the Senate of the United States :

A commission having been granted during the recess of the Senate to John Ingalls as surveyor for the district and inspector of the revenue

for the port of Marblehead, in the State of Massachusetts, vice Thomas Foss, removed, I now nominate him to the same.

FRANKLIN PIERCE.

WASHINGTON, *February 16, 1854.*

To the Senate of the United States :

A commission having been granted during the recess of the Senate to David Babson as surveyor for the district and inspector of the revenue for the port of Gloucester, in the State of Massachusetts, vice Lonson Nash, removed, I now nominate him to the same.

FRANKLIN PIERCE.

WASHINGTON, *February 16, 1854.*

To the Senate of the United States :

A commission having been granted during the recess of the Senate to Samuel Maxwell as surveyor and inspector of the revenue for the ports of Warren and Barrington, in the State of Rhode Island, vice Charles Randall, removed, I now nominate him to the same.

FRANKLIN PIERCE.

WASHINGTON, *February 16, 1854.*

To the Senate of the United States :

A commission having been granted during the recess of the Senate to Jason Beckwith as surveyor for the district and inspector of the revenue for the port of New London, in the State of Connecticut, vice Francis W. Fitch, resigned, I now nominate him to the same.

FRANKLIN PIERCE.

WASHINGTON, *February 16, 1854.*

To the Senate of the United States :

A commission having been granted during the recess of the Senate to Clark Elliott as surveyor for the district and inspector of the revenue for the port of Middletown, in the State of Connecticut, vice Joseph Taylor, removed, I now nominate him to the same.

FRANKLIN PIERCE.

WASHINGTON, *February 16, 1854.*

To the Senate of the United States :

A commission having been granted during the recess of the Senate to Edward Ingraham as surveyor and inspector of the revenue for the port of Saybrook, in the State of Connecticut, vice Giles Blague, removed, I now nominate him to the same.

FRANKLIN PIERCE.

WASHINGTON, *February 16, 1854.*

To the Senate of the United States :

A commission having been granted during the recess of the Senate to John Hastings as surveyor and inspector of the revenue for the port of Pittsburgh, in the State of Pennsylvania, vice Henry Woods, removed, I now nominate him to the same.

FRANKLIN PIERCE.

WASHINGTON, *February 16, 1854.*

To the Senate of the United States :

A commission having been granted during the recess of the Senate to Sydney Evans as surveyor and inspector of the revenue for the port of St. Mary's, in the State of Maryland, vice William Coad, removed, I now nominate him to the same.

FRANKLIN PIERCE.

WASHINGTON, *February 16, 1854.*

To the Senate of the United States :

A commission having been granted during the recess of the Senate to W. A. Quyun as surveyor and inspector of the revenue for the port of Nottingham, in the State of Maryland, vice William H. Hook, removed, who was appointed in place of John T. Stamp, removed, I now nominate him to the same.

FRANKLIN PIERCE.

WASHINGTON, *September 16, 1854.*

To the Senate of the United States :

A commission having been granted during the recess of the Senate to William R. Laws as surveyor and inspector of the revenue for the port of Hampton, in the State of Virginia, vice William Face, removed, I now nominate him to the same.

FRANKLIN PIERCE.

WASHINGTON, *February 16, 1854.*

To the Senate of the United States :

A commission having been granted during the recess of the Senate to Samuel B. W. McLean as surveyor and inspector of the revenue, for the port of Cincinnati, in the State of Ohio, vice William H. Bond, removed, I now nominate him to the same.

FRANKLIN PIERCE.

WASHINGTON, *February 16, 1854.*

To the Senate of the United States :

A commission having been granted during the recess of the Senate to Edward Dashiell as surveyor and inspector of the revenue for the port of Memphis, in the State of Tennessee, vice Hume F. Hill, removed, I now nominate him to the same.

FRANKLIN PIERCE.

WASHINGTON, *February 16, 1854.*

The messages were read.

Ordered, That the nomination of deputy postmasters be referred to the Committee on the Post-Office and Post-Roads.

Ordered, That the nomination of consuls and officers of the customs be referred to the Committee on Commerce.

Mr. Hamlin, from the Committee on Commerce, to whom was referred, the 8th instant, the nomination of James Witherspoon, reported.

Whereupon

Resolved, That the Senate advise and consent to his appointment, agreeably to the nomination.

Mr. Mallory submitted the following resolution for consideration :

Resolved, That a select committee to consist of five members, to be appointed by the President *pro tempore*, be instructed to inquire into the manner and means by which the pending treaty with Mexico and the

message of the President transmitted with the treaty have been made public; and that they have power to compel the production of papers and the attendance of witnesses.

Mr. Mason submitted the following resolution for consideration:

Resolved, That hereafter no treaty other than treaties with the Indians shall be printed for the use of the Senate. But when any treaty shall be communicated to the Senate by the President of the United States, the Secretary of the Senate shall cause three copies of it to be made in his office by some clerk to whom that duty shall be specially assigned, and in confidence. That one of said copies shall be (when referred) placed in the hands of the chairman of the committee to which it shall be referred, who shall be responsible for its safety under the thirty-ninth rule of the Senate, and the remaining copies with the original communicated by the President shall remain in the charge of the Secretary of the Senate, to be accessible to any Senator, and for the safety of which, under said rule, the Secretary shall be responsible.

On motion by Mr. Mason,

Ordered, That the message of the President communicating, in compliance with a resolution of the Senate of the 13th instant, a copy of documents relating to a convention with the Mexican States, signed at the city of Mexico on the 21st March, 1853, to facilitate the construction and insure the maintenance of a transit way across the Isthmus of Tehuantepec, with a copy of the said convention, which the President did not deem it advisable to send to the Senate with a view to its ratification, be referred to the Committee on Foreign Affairs. / 7
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On motion by Mr. James that he have leave to withdraw his motion that the vote on advising and consenting to the appointment of John L. Sullivan be reconsidered,

Mr. Badger objected.

Whereupon

On the question, Will the Senate reconsider the vote on advising and consenting to the appointment of John L. O'Sullivan?

It was determined in the negative.

THURSDAY, FEBRUARY 23, 1854.

Mr. Hamlin, from the Committee on Commerce, to whom were referred, the 16th instant, the nominations of John Ingalls, David Babson, Samuel Maxwell, Sydney Evans, W. A. Quynn, William R. Laws, Samuel B. W. McLean, Edward Dashiell, F. B. Wells, S. C. Pilkington, and Francis M. Ellis, reported.

Whereupon

Resolved, That the Senate advise and consent to the appointment of the said persons, agreeably to their nominations respectively.

Mr. Dodge, of Iowa, from the Committee on Public Lands, to whom was referred, the 24th January, the nomination of Paul McCormick, reported.

Whereupon

Resolved, That the Senate advise and consent to his appointment, agreeably to the nomination.

Mr. Rusk, from the Committee on the Post Office and Post-Roads, to whom were referred, the 20th December last, the nominations of William S. Badger, Charles Nutter, Robert P. Dunlap, D. F. Richardson, B. F. Vittum, Edwin C. Bailey, C. B. Rogers, John M. Cooper, Isaac S. Burrell, Fisher A. Hildreth, James M. Morton, Charles P. Swain, Amos

H. Bullen, John Todd, Jeremiah E. Stickney, George B. Loring, Joseph C. Kent, William W. Johnson, William Caldwell, Abijah W. Chapin, Benjamin F. Watson, James B. Lyman, John W. Stedman, Norman Smith, Lucius A. Thomas, William J. Hamersley, Elisha Leavenworth, Samuel Dutton, Charles G. Eastman, Emerson R. Wright, John McClung, William A. Taylor, George B. Graves, Leonidas Baugh, Josiah E. Bryan, Bransen G. Graham, Solomon Cohen, R. C. Forsyth, James M. Smythe, Thomas M. Cook, James W. Brannon, Benjamin F. Johnson, John L. Vattier, John B. Roberts, Edward W. Perrin, James Hoyle, John Hough, John Shepley, Timothy Lacoste, B. W. English, George W. McKeaig, Mathew P. Blue, Johnson, Wellborne, Dillon Jordan, Benjamin F. Simmons, Henry D. Bennett, Trasey M. Winans, Van S. Murphy, John N. Jones, Bushnell B. Carey, George H. Paul, John B. Root, Truman P. Powers, and James G. Berrett, on the 31st of January that of Levi L. Stevenson, on the 2d instant, that of Samuel C. Allen, on the 8th instant that of Charles O. Faxon, and on the 16th instant those of Abijah M. Ide, jr., James V. Smiley, Jacob Reisinger, Rolla Doolittle, James Elder, Francis M. Gwin, Joseph O. Jones, Benjamin Stinson, Jacob Walker, Montgomery Bryant, P. R. Lewis, James Miller, John A. Patrick, John S. Evans, Philip W. Keyser, and W. D. Williams, reported.

Whereupon

Resolved, That the Senate advise and consent to the appointment of the said persons, agreeably to their nominations respectively.

Mr. Rusk, from the Committee on the Post-Office and Post-Roads, to whom were referred, the 20th December last, the nominations of John H. Brant, William A. Moore, David Acheson, John Clayton, Armstrong Hadden, Peter Rambo, John Reichard, Mrs. Amelia S. Moderwell, Thomas Farley, Benjamin F. Sloan, John Y. Sherwood, John B. Bratton, John Noel, William G. Murray, James E. McFarland, Robert Anderson, and Lewis H. Wunder, reported.

FRIDAY, FEBRUARY 24, 1854.

The following messages were received from the President of the United States, by Mr. Webster, his secretary:

To the Senate of the United States :

I nominate Thomas Purse to be appraiser of merchandise for the port of Savannah, in the State of Georgia, vice Robert McKay, removed, who was appointed during the recess of the Senate, in the place of James Hunter, removed.

FRANKLIN PIERCE.

WASHINGTON, *February 20*, 1854.

To the Senate of the United States :

A commission having been granted during the recess of the Senate to Thomas Bacon as collector of the customs for the district of Oswegatchie and inspector of the revenue for the port of Ogdensburgh, in the State of New York, vice James C. Barter, removed, I now nominate him to the same.

FRANKLIN PIERCE.

WASHINGTON, *20 February*, 1854.

To the Senate of the United States :

I nominate William B. Barry, of Ohio, to be consul of the United States for the port of Matamoros, in Mexico, in the place of James F. Waddell, recalled.

FRANKLIN PIERCE.

WASHINGTON, 21 *February*, 1854.

The messages were read.

Ordered, That the nominations of Thomas Purse, Thomas Bacon, and William B. Barry be referred to the Committee on Commerce.

Mr. Mason submitted the following resolution; which was considered, by unanimous consent, and agreed to:

Resolved, That the President of the Senate be directed to address a note on behalf of the Senate to each Senator, putting the following interrogatories:

1st. Whether he has any information which will enable the Senate to ascertain in what way, or by whose instrumentality, the treaty with Mexico, and that with Great Britain relating to copyright, and the amendment to the latter offered by a Senator from Massachusetts, or either of them, which are now depending before the Senate, have been disclosed in violation of the thirty-ninth rule and been published in the public journals.

2d. Whether he has any information which will enable the Senate to ascertain in what way or by whose instrumentality the debates in the Senate and the remarks made in debate by individual Senators, whilst the Senate was in executive session on the nomination of George N. Sanders as consul at London, were in like manner disclosed in violation of the rules of the Senate and been published in said journals; and that at the end of one week after the date of said note he communicate the replies that are received to the same to the Senate in executive session.

Mr. Everett presented the memorial of E. H. Higgins and sixty-four other citizens of Massachusetts remonstrating against the ratification of the international copyright treaty with Great Britain.

Ordered, That it lie on the table.

Mr. Weller submitted the following motion for consideration:

"That the injunction of secrecy be removed from the proceedings of the Senate on the nomination of George N. Sanders."

Mr. Sebastian, from the Committee on Indian Affairs, to whom were referred, the 8th instant, the following treaties with the Indians therein mentioned, reported them severally without amendment, to wit:

Article of a treaty with the Camanche and Kiowa and Apache tribes or nations of Indians inhabiting the territory south of the Arkansas River.

Stipulations of a treaty with the bands of the Rogue River tribe of Indians; and

Stipulations of a treaty with the Cow Creek band of Umpqua tribe of Indians.

TUESDAY, FEBRUARY 28, 1854.

The following messages was received from the President of the United States, by Mr. Webster, his secretary:

To the Senate of the United States :

I nominate for reappointment to the office of justice of the peace for the county of Washington, in the District of Columbia, James A. Ken-

nedy and Andrew Rothwell, whose commissions will expire on the 10th of March, 1854.

FRANKLIN PIERCE.

WASHINGTON, 25 *February*, 1854.

To the Senate of the United States :

I nominate Henry K. Hoff to be a commander in the Navy, from the 29th day of November, 1853, vice Commander Henry Bruce, resigned.

Henry Bruce to be a commander in the Navy, from the 8th of September, 1841, to take rank next after Commander John Marston, there being now a vacancy occasioned by the death of Commander James B. Cooper on the 5th of February, 1854; this nomination being intended to reinstate Commander Bruce in his former position in the Navy, in resigning which, it has since been ascertained, "he was acting under an insane delusion."

Robert W. Shufeldt to be a lieutenant in the Navy, from the 3d of December, 1853, vice Lieutenant Henry K. Hoff, promoted.

Henry K. Stevens to be a lieutenant in the Navy, from the 15th of January, 1854, vice Lieutenant John A. Davis, deceased.

Abner Read to be a lieutenant in the Navy, from the 17th of February, 1854, vice Lieutenant Edward Higgins, resigned.

Alexander C. Rhind to be a lieutenant in the Navy, from the 20th of February, 1854, vice Lieutenant John Contee, resigned.

Richard M. Cuyler to be a lieutenant in the Navy, from the 21st of February, 1854, vice Lieutenant J. Fenwick Stenson, resigned.

FRANKLIN PIERCE.

WASHINGTON, *February* 21, 1854.

To the Senate of the United States :

I nominate Doctor Robert Southgate, of Virginia, for the appointment of assistant surgeon in the Army of the United States, as proposed in the accompanying communication from the Secretary of War.

FRANKLIN PIERCE.

WASHINGTON, *February* 23, 1854.

To the Senate of the United States :

I nominate John J. Mahony, of Massachusetts, to be consul of the United States for the city of Algiers, in the place of Henri Strucklé, recalled.

FRANKLIN PIERCE.

WASHINGTON, *February* 25, 1854.

To the Senate of the United States :

A commission having been granted during the recess of the Senate appointing Samuel Tilton marshal of the district of New Hampshire, in the place of Samuel Yarfield, removed, I now nominate him to said office.

FRANKLIN PIERCE.

WASHINGTON, *February* 25th, 1854.

To the Senate of the United States :

A commission having been granted during the recess of the Senate appointing Francis C. Gardiner marshal of the district of Rhode Island, in the place of George W. Jackson, removed, I now nominate him to said office.

FRANKLIN PIERCE.

WASHINGTON, *February* 28th, 1854.

To the Senate of the United States :

A commission having been granted during the recess of the Senate appointing Curtiss Bacon marshal of the district of Connecticut, in the place of Allison A. Pettingill, removed, I now nominate him to said office.

FRANKLIN PIERCE.

WASHINGTON, *February 25th*, 1854.

To the Senate of the United States :

A commission having been granted during the recess of the Senate appointing John M. Mott marshal of the northern district of the State of New York, in place of John T. Bush, resigned, I now nominate him to said office.

FRANKLIN PIERCE.

WASHINGTON, *February 25*, 1854.

To the Senate of the United States :

A commission having been granted during the recess of the Senate appointing George H. Nelden marshal for the district of New Jersey, in the place of Robert S. Kennedy, removed, I now nominate him to said office.

FRANKLIN PIERCE.

WASHINGTON, *February 25*, 1854.

To the Senate of the United States :

A commission having been granted during the recess of the Senate appointing John F. Wiley marshal of the eastern district of Virginia, in the place of Thomas S. Hale, removed, I now nominate him to said office.

FRANKLIN PIERCE.

WASHINGTON, *Feb. 25th*, 1854.

To the Senate of the United States :

A commission having been granted during the recess of the Senate appointing Jefferson T. Martin marshal of the western district of the State of Virginia, in the place of John Ambler, resigned, I now nominate him to said office.

FRANKLIN PIERCE.

WASHINGTON, *Feb. 25th*, 1854.

To the Senate of the United States :

A commission having been granted during the recess of the Senate appointing John R. Johnson marshal of the district of Georgia, in the place of William H. C. Mills, resigned, I now nominate him to said office.

FRANKLIN PIERCE.

WASHINGTON, *Feb. 25*, 1854.

To the Senate of the United States :

A commission having been granted during the recess of the Senate appointing Thomas I. Young marshal for the district of Kentucky, in the place of James S. Speed, resigned, I now nominate him to said office.

FRANKLIN PIERCE.

WASHINGTON, *February 25*, 1854.

To the Senate of the United States :

A commission having been granted during the recess of the Senate appointing Jabez W. Fitch marshal of the district of Ohio, in the place of Goshorn A. Jones, removed, I now nominate him to said office.

FRANK. PIERCE.

WASHINGTON, *February 25, 1854.*

To the Senate of the United States :

A commission having been granted during the recess of the Senate appointing Joseph M. Kennedy marshal of the eastern district of Louisiana, in the place of Mandeville Marigny, resigned, I now nominate him to said office.

FRANKLIN PIERCE.

WASHINGTON, *Feb. 25, 1854.*

To the Senate of the United States :

A commission having been granted, during the recess of the Senate, appointing John L. Robinson marshal for the district of Indiana, in the place of Solomon Meredith, removed, I now nominate said Robinson to the same office.

FRANK. PIERCE.

WASHINGTON, *February 24, 1854.*

To the Senate of the United States :

A commission having been granted, during the recess of the Senate, appointing Thomas S. Bryant marshal of the district of Missouri, in the place of Hiram H. Baber, removed, I now nominate him to said office.

FRANKLIN PIERCE.

WASHINGTON, *Feb. 25, 1854.*

To the Senate of the United States :

A commission having been granted, during the recess of the Senate, appointing Cade M. Godbold marshal of the southern district of the State of Alabama, in the place of Charles Bingham, removed, I now nominate him to said office.

FRANKLIN PIERCE.

WASHINGTON, *Feb. 25, 1854.*

To the Senate of the United States :

A commission having been granted, during the recess of the Senate, appointing John Quindley marshal of the eastern district of the State of Arkansas, in the place of Luther Chase, removed, I now nominate him to said office.

FRANKLIN PIERCE.

WASHINGTON, *Feb. 25, 1854.*

To the Senate of the United States :

A commission having been granted, during the recess of the Senate, appointing Samuel M. Hays marshal for the western district of Arkansas, in the place of George Knox, removed, I now nominate him to said office.

FRANKLIN PIERCE.

WASHINGTON, *Feb. 25, 1854.*

To the Senate of the United States :

A commission having been granted, during the recess of the Senate, appointing Stephen V. R. Ableman marshal of the district of Wisconsin, in the place of Henry R. Elkins, removed, I now nominate him to said office.

FRANKLIN PIERCE.

WASHINGTON, *Feb. 25, 1854.*

To the Senate of the United States :

A commission having been granted, during the recess of the Senate, appointing Laurel Summers marshal for the district of Iowa, in the place of Stephen B. Shellady, removed, I now nominate him to said office.

FRANKLIN PIERCE.

WASHINGTON, *Feb. 24, 1854.*

To the Senate of the United States :

A commission having been granted, during the recess of the Senate, appointing Charles Blunner marshal of the United States for the Territory of New Mexico, in the place of Charles S. Rumley, removed, I now nominate said Charles Blunner to the same office.

FRANKLIN PIERCE.

WASHINGTON, *Feb. 25, 1854.*

To the Senate of the United States :

A commission having been granted, during the recess of the Senate, appointing M. W. Irwin marshal of the United States for the Territory of Minnesota, in the place of Joseph W. Furber, resigned, I now nominate said M. W. Irwin to the same office.

FRANKLIN PIERCE.

WASHINGTON, *Feb. 25, 1854.*

To the Senate of the United States :

A commission having been granted, during the recess of the Senate, appointing Jonah D. Hoover marshal of the District of Columbia, in the place of Richard Wallach, removed, I now nominate him to said office.

FRANKLIN PIERCE.

WASHINGTON, *Feb. 25, 1854.*

To the Senate of the United States :

I nominate William I. McCulloh, of Louisiana, who was commissioned during the recess of the Senate, to be surveyor-general of the United States for the district of Louisiana, vice J. W. Boyd, removed.

FRANKLIN PIERCE.

WASHINGTON, *February 23, 1854.*

The messages were read.

Ordered, That the nominations of James A. Kennedy and Andrew Rothwell be referred to the Committee on the District of Columbia.

Ordered, That the nominations for promotions in the Navy be referred to the Committee on Naval Affairs.

Ordered, That the nomination of Robert Southgate be referred to the Committee on Military Affairs.

Ordered, That the nomination of John J. Mahony be referred to the Committee on Commerce.

Ordered, That the nominations of marshals, except that of Jonah D. Hoover, be referred to the Committee on the Judiciary.

On motion by Mr. Jones, of Iowa,

The Senate, by unanimous consent, proceeded to consider the nomination of Jonah D. Hoover; and

Resolved, That the Senate advise and consent to his appointment, agreeably to the nomination.

On motion by Mr. Slidell,

The Senate, by unanimous consent, proceeded to consider the nomination of William I. McCulloh; and

Resolved, That the Senate advise and consent to his appointment, agreeably to the nomination.

Mr. Hamlin, from the Committee on Commerce, to whom were referred, the 11th January, the nomination of Philip I. Barziza, on the 4th instant that of Donald G. Mitchell, and on the 24th instant those of William B. Barry and Thomas Purse, reported.

Whereupon

Resolved, That the Senate advise and consent to the appointment of the said persons, agreeably to their nominations respectively.

Mr. Hamlin, from the Committee on Commerce, to whom was referred, the 4th instant, the nomination of Daniel S. Lee, reported.

Mr. Stuart, from the Committee on Commerce, to whom were referred, the 23d January, the nominations of John C. O'Neill and William Lilley, reported.

Whereupon

Resolved, That the Senate advise and consent to the appointment of the said persons, agreeably to their nominations respectively.

The Senate proceeded to consider the motion submitted by Mr. Weller the 24th instant, that the injunction of secrecy be removed from the proceedings of the Senate on the nomination of George N. Sanders; and,

After debate,

On motion by Mr. Badger,

The Senate adjourned.

TUESDAY, MARCH 7, 1854.

The following messages were received from the President of the United States, by Mr. Webster, his secretary:

To the Senate of the United States:

I nominate for appointment to the office of district attorney for the eastern district of Pennsylvania James C. Van Dyke, in the place of John W. Ashmead, resigned.

FRANKLIN PIERCE.

WASHINGTON, March —, 1854.

To the Senate of the United States:

I nominate George M. Ransom to be a lieutenant in the Navy, from the 22d of February, 1854, vice Lieutenant John Matthews, deceased.

William F. Spicer to be a lieutenant in the Navy, from the 1st of March, 1854, vice Lieutenant Charles H. Baldwin.

FRANKLIN PIERCE.

WASHINGTON, March 2, 1854.

To the Senate of the United States :

I nominate Thomas Thornley, of the District of Columbia, who was commissioned during the recess of the Senate, to be warden of the penitentiary of the United States for the District of Columbia, vice Jonas Ellis, removed.

FRANKLIN PIERCE.

WASHINGTON, *March 3d*, 1854.

To the Senate of the United States :

I nominate Thomas Bennesson to be surveyor and inspector of the revenue for the port of Quincy, in the State of Illinois, under the act approved February 2, 1854.

FRANKLIN PIERCE.

WASHINGTON, *March 4*, 1854.

To the Senate of the United States :

I nominate Sidney S. Norton to be surveyor and inspector of the revenue for the port of Port Jefferson, in the State of New York, under the provisions of the act "approved August 31, 1852."

FRANKLIN PIERCE.

WASHINGTON, *March 4*, 1854.

To the Senate of the United States :

I nominate John Bohannon, jr., to be surveyor and inspector of the revenue for the port of East River, in the State of Virginia, vice George P. Evans, removed.

FRANKLIN PIERCE.

WASHINGTON, *March 4th*, 1854.

To the Senate of the United States :

A commission having been granted during the recess of the Senate to Dennis Dawley as surveyor for the district of Norfolk and Portsmouth and inspector of the revenue for the port of Norfolk, in the State of Virginia, vice Isaac H. Parker, removed, I now nominate him to the same.

FRANKLIN PIERCE.

WASHINGTON, *March 4*, 1854.

To the Senate of the United States :

A commission having been granted during the recess of the Senate to Charles Shelton as surveyor for the district and inspector of the revenue for the port of New Haven, in the State of Connecticut, vice Ezra Hotchkiss, removed, I now nominate him to the same.

FRANKLIN PIERCE.

WASHINGTON, *March 4*, 1854.

To the Senate of the United States :

A commission having been granted during the recess of the Senate to James E. Godfrey as surveyor for the district and inspector of the revenue for the port of Savannah, in the State of Georgia, vice Thomas Bourke, removed, I now nominate him to the same.

FRANKLIN PIERCE.

WASHINGTON, *March 4*, 1854.

To the Senate of the United States :

A commission having been granted during the recess of the Senate to G. W. Merchant as surveyor and inspector of the revenue for the port of Dumfries, in the State of Virginia, vice Henry Love, removed, I now nominate him to the same.

FRANKLIN PIERCE.

WASHINGTON, *March 4, 1854.*

To the Senate of the United States :

A commission having been granted during the recess of the Senate to Robert H. Webb as surveyor and inspector of the revenue for the port of Suffolk, in the State of Virginia, vice Thomas J. Kilby, removed, I now nominate him to the same.

FRANKLIN PIERCE.

WASHINGTON, *March 4, 1854.*

To the Senate of the United States :

A commission having been granted during the recess of the Senate to John B. Norman as surveyor and inspector of the revenue for the port of New Albany, in the State of Indiana, vice Charles B. Applegate, removed, I now nominate him to the same.

FRANKLIN PIERCE.

WASHINGTON, *March 4, 1854.*

To the Senate of the United States :

A commission having been granted during the recess of the Senate to Nathaniel Rudder as surveyor and inspector of the revenue for the port of Velasco, in the State of Texas, vice Samuel Harris, removed, I now nominate him to the same.

FRANKLIN PIERCE.

WASHINGTON, *March 4, 1854.*

To the Senate of the United States :

A commission having been granted during the recess of the Senate to Champe B. Thornton as surveyor and inspector of the revenue for the port of Port Royal, in the State of Virginia, vice Philip H. Pendleton, removed, I now nominate him to the same.

FRANKLIN PIERCE.

WASHINGTON, *March 4, 1854.*

To the Senate of the United States :

A commission having been granted during the recess of the Senate to Elisha Atkins as surveyor for the district and inspector of the revenue for the port of Newport, in the State of Rhode Island, vice Joseph Paddock, removed, I now nominate him to the same.

FRANKLIN PIERCE.

WASHINGTON, *March 4th, 1854.*

To the Senate of the United States :

A commission having been granted during the recess of the Senate to William A. Linu as surveyor and inspector of the revenue for the port of St. Louis, in the State of Missouri, vice William W. Greene, removed, I now nominate him to the same.

FRANKLIN PIERCE.

WASHINGTON, *March 4, 1854.*

To the Senate of the United States :

A commission having been granted during the recess of the Senate to Walter Havens as surveyor and inspector of the revenue for the port of Greenport, in the State of New York, vice E. E. D. Skinner, removed, I now nominate him to the same.

FRANKLIN PIERCE.

WASHINGTON, *March 4, 1854.*

To the Senate of the United States :

A commission having been granted during the recess of the Senate to Lewis Josselyn as surveyor for the district of Salem and Beverly and inspector of the revenue for the port of Salem, in the State of Massachusetts, vice Allen Putnam, removed, I now nominate him to the same.

FRANKLIN PIERCE.

WASHINGTON, *March 4, 1854.*

To the Senate of the United States :

A commission having been granted during the recess of the Senate to Gabriel Johuston as surveyor and inspector of the revenue for the port of Fredericksburg, in the State of Virginia, vice Franklin Slaughter, removed, I now nominate him to the same.

FRANKLIN PIERCE.

WASHINGTON, *March 4, 1854.*

To the Senate of the United States:

A commission having been granted during the recess of the Senate to Edwin Brownell as surveyor and inspector of the revenue for the port of Troy, in the State of New York, vice John Q. Kellogg, removed, I now nominate him to the same.

FRANKLIN PIERCE.

WASHINGTON, *4th March, 1854.*

To the Senate of the United States :

A commission having been granted during the recess of the Senate to Jesse George as surveyor and inspector of the revenue for the port of Carter's Creek, in the State of Virginia, vice Robert Edmonds, removed, I now nominate him to the same.

FRANKLIN PIERCE.

WASHINGTON, *March 4, 1854.*

To the Senate of the United States :

A commission having been granted during the recess of the Senate to Samuel Melvin as surveyor and inspector of the revenue for the port of Accomack C. H., in the State of Virginia, vice Thomas P. Bagwell, removed, I now nominate him to the same.

FRANKLIN PIERCE.

WASHINGTON, *March 4, 1854.*

To the Senate of the United States :

A commission having been granted during the recess of the Senate to Samuel Porter as surveyor and inspector of the revenue for the port of Beverly, in the State of Massachusetts, vice Robert Goodwin, removed, I now nominate him to the same.

FRANKLIN PIERCE.

WASHINGTON, *March 4, 1854.*

To the Senate of the United States :

A commission having been granted during the recess of the Senate to D. B. Smith as surveyor and inspector of the revenue for the port of Alexandria, in the State of Virginia, vice Charles T. Stuart, removed, I now nominate him to the same.

FRANKLIN PIERCE.

WASHINGTON, *March 4, 1854.*

To the Senate of the United States :

A commission having been granted during the recess of the Senate to John B. Butler as surveyor and inspector of the revenue for the port of Smithfield, in the State of Virginia, vice Edwin Morrison, removed, I now nominate him to the same.

FRANKLIN PIERCE.

WASHINGTON, *March 4, 1854.*

To the Senate of the United States :

A commission having been granted during the recess of the Senate to Henry N. Sands as surveyor and inspector of the revenue for the port of Louisville, in the State of Kentucky, vice Robert C. Thompson, removed, I now nominate him to the same.

FRANKLIN PIERCE.

WASHINGTON, *March 4, 1854.*

To the Senate of the United States :

I nominate Samuel J. Masters, of New York, to be consul of the United States for the Ladrone Islands, to reside at the port of Guam, in said islands.

FRANKLIN PIERCE.

WASHINGTON, *7 March, 1854.*

To the Senate of the United States :

I nominate Ezra M. Stone, of Ohio, to be consul of the United States for the port of Malaga, in Spain, in the place of John S. Smith, recalled.

FRANKLIN PIERCE.

WASHINGTON, *7 March, 1854.*

To the Senate of the United States :

I nominate Richard Roman, of California, to be consul of the United States for the port of Guaymas, in Mexico, in the place of John A. Robinson, recalled.

FRANKLIN PIERCE.

WASHINGTON, *7 March, 1854.*

The messages were read.

Ordered, That the nomination of James C. Van Dyke be referred to the Committee on the Judiciary.

Ordered, That the nominations of George M. Ransom and William F. Spicer be referred to the Committee on Naval Affairs.

Ordered, That the nomination of Thomas Thornley be referred to the Committee on the District of Columbia.

Ordered, That the nominations of officers of the customs be referred to the Committee on Commerce.

Ordered, That the nominations of consuls be referred to the Committee on Commerce.

Mr. Hamlin, from the Committee on Commerce, to whom was referred, the 28th of February, the nomination of John J. Mahoney, reported.

Whereupon

Resolved, That the Senate advise and consent to his appointment, agreeably to the nomination.

Mr. Hamlin, from the Committee on Commerce, to whom was this day referred the nomination of Richard Roman, reported.

The Senate, by unanimous consent, proceeded to consider the said nomination; and

Resolved, That the Senate advise and consent to the appointment of Richard Roman, agreeably to the nomination.

Mr. Pettit, from the Committee on the Judiciary, to whom were referred, the 28th February, the nominations of Samuel Tilton, Francis C. Gardiner, Curtiss Bacon, John M. Mott, George H. Nelden, John F. Wiley, Jefferson T. Martin, John R. Johnson, Thomas I. Young, Jabez W. Fitch, Joseph M. Kennedy, Thomas S. Bryant, Cade M. Godbold, John Quindley, Samuel M. Hays, Stephen V. R. Ableman, Laurel Summers, Charles Blumner, and M. W. Irwin, reported.

Mr. Everett presented the memorial of Charles M. Owen and sixty-three other citizens of Massachusetts, remonstrating against the ratification of a treaty with Great Britain for the establishment of an international copyright.

Ordered, That it lie on the table.

WEDNESDAY, MARCH 8, 1854.

The following messages were received from the President of the United States, by Mr. Webster, his secretary:

To the Senate of the United States:

I nominate John Cassela, junior, to be consul of the United States for the port of Turbo, in New Granada.

FRANKLIN PIERCE.

WASHINGTON, *March 8, 1854.*

To the Senate of the United States:

I nominate William Miles, of California, to be consul of the United States for the port of Callao, in Peru.

FRANKLIN PIERCE.

WASHINGTON, *March 8, 1854.*

To the Senate of the United States:

I nominate Charles W. Bradley, of Connecticut, to be consul of the United States for the port of Singapore, in the British East Indies, in the place of James H. Adams, declined.

FRANKLIN PIERCE.

WASHINGTON, *March 8, 1854.*

The messages were read.

Ordered, That the nominations of consuls be referred to the Committee on Commerce.

Ordered, That the message from the President of the United States communicating, in answer to a resolution of the Senate of the 2d of February, copies of correspondence with the British Government in regard to the Sandwich Islands, be referred to the Committee on Foreign Relations.

The President *pro tempore* communicated to the Senate, in compliance with the resolutions of the Senate of the 24th February, the letters of Senators received by him in answer to the note addressed to each Senator putting the interrogatories contained in said resolutions; and,

On motion by Mr. Mason,

Ordered, That the said replies be referred to the Committee on Foreign Relations.

Mr. Hamlin, from the Committee on Commerce, to whom were referred, the 7th instant, the nominations of Samuel J. Masters and Ezra M. Stone, reported.

Whereupon

Resolved, That the Senate advise and consent to the appointment of the said persons, agreeably to their nominations respectively.

Mr. Butler, from the Committee on the Judiciary, to whom was referred, the 7th instant, the nomination of James C. Van Dyke, reported.

Mr. Norris, from the Committee on Finance, to whom was referred, the 4th February, the nomination of James R. Snowden, reported.

Whereupon

Resolved, That the Senate advise and consent to his appointment, agreeably to the nomination.

Mr. Clay, from the Committee on Commerce, to whom were referred, the 7th instant, the nominations of Thomas Benneson, Sidney S. Norton, John Bohannon, jr., Dennis Dawley, Charles Shelton, James E. Godfrey, G. W. Merchant, Robert H. Webb, John B. Norman, Nathaniel Rudder, Champe B. Thornton, Elisha Atkins, William A. Linn, Walter Havens, Lewis Josselyn, Gabriel Johnston, Edwin Brownell, Jesse George, Samuel Melvin, Samuel Porter, D. B. Smith, John B. Butler, and Henry N. Sams, reported.

Whereupon

Resolved, That the Senate advise and consent to the appointment of the said persons, agreeably to their nominations respectively.

FRIDAY, MARCH 9, 1854.

The following message was received from the President of the United States, by Mr. Webster, his secretary.

To the Senate of the United States:

I transmit herewith a report from the Secretary of State, and the documents therein referred to, in answer to the resolution of the Senate in executive session of the 3d January, 1854.

FRANKLIN PIERCE.

WASHINGTON, *March 7th*, 1854.

The message was read.

Ordered, That it be referred, with the accompanying report and documents, to the Committee on Foreign Relations.

Mr. Mason, from the Committee on Foreign Relations, to whom was referred, the 10th of February, the treaty between the United States of America and the Mexican Republic, concluded at the city of Mexico, the 30th day of December, in the year of our Lord eighteen hundred and fifty-three, reported it with amendments, as follows, viz:

The Committee on Foreign Relations, to whom was referred the treaty between the United States of America and the Mexican Republic of the

30th December, 1853, report the same to the Senate with the following amendments:

Article 1st. After the words "lake," at the end of the first clause, insert:

Provided, That "the most northern part of the Gulf of California" mentioned in this article shall be indicated by a parallel of latitude to be drawn at the distance of one marine league south of the most southern point of the island called "Montague Island," as the same is laid down on the chart of "thereconnaissance of the Colorado River," by George H. Derby, lieutenant United States Topographical Engineers, December, 1850, which chart, attested by the signature of the Secretary of State of the United States, and bearing the seal of the Department of State of the United States, for greater certainty is hereto annexed.

Article 2d, line 10. Strike out the word "obligation" and insert obligations.

Article 2d, line 12. After the word "Guadaloupe," insert:

And the thirty-third article of a treaty of amity, commerce, and navigation between the United States of America and the United Mexican States," concluded at Mexico on the 5th day of April, in the year 1831."

Article 2, line 12. Strike out the word "has" and insert have.

Article 2, line 13. Strike out the word "is" and insert are.

Article 4, line 33. After the word "and" insert *whichever* place of meeting may be designated.

And the committee recommend that the amendments proposed by the President be agreed to by the Senate, with the addition and modification specified in their proper places in the said amendments, as following, viz:

Article 2. At the end thereof add the following:

And the Government of Mexico agrees that the stipulations contained in this article to be performed by the United States shall be reciprocal, and Mexico shall be under like obligations to the United States and the citizens thereof as those herein above imposed on the latter in favor of the Republic of Mexico and Mexican citizens

Article 3. Strike out the whole of the same and insert the following in lieu thereof:

ARTICLE 3. *In consideration of the grants received by the United States, and the obligations relinquished by the Mexican Republic pursuant to this treaty, the former agree to pay to the latter the sum of fifteen millions of dollars in gold or silver coin at the Treasury at Washington, one fifth of the amount on the exchange of ratifications of the present treaty at Washington, and the remaining four-fifths in monthly installments of three millions each, with interest at the rate of six per cent per annum, until the whole be paid, the Government of the United States reserving the right to pay up the whole sum of fifteen millions at an earlier date, as may be to it convenient.*

Here the committee recommend the addition of the following, viz:

That the last monthly installment as aforesaid be reserved by the Government of the United States until the boundaries prescribed in Article 1 be "established" as provided in said article.

Article 3d, second clause, as proposed by the President, viz:

The United States also agree to assume all the claims of their citizens against the Mexican Republic which may have arisen under treaty or the law of nations since the date of the signature of the treaty of Guadalupe.

Here the committee recommend the insertion of the following modification, viz:

Including any just and proper indemnity to the holders of the so-called concession to Garay (being citizens of the United States) the character of

which is known to the correspondence between the two Governments, but not to include compensation for any loss of anticipated profits.

The second clause of article 3, as proposed by the President, then proceeds as follows, viz:

And the Mexican Republic agrees to exonerate the United States of America from all claims of Mexico or Mexican citizens which may have arisen under treaty or the laws of nations since the date of the treaty of Guadalupe, so that each Government in the most formal and effective manner shall be exempted and exonerated of all such obligations to each other respectively.

The following are the remaining amendments proposed by the President, viz: Article 8. After the word "attempts," in the 28th line of the printed copy, strike out the residue of the article, in the following words, viz:

"They mutually and especially obligate themselves in all cases of such lawless enterprises which may not have been prevented through the civil authorities before formation, to aid with the naval and military forces, on due notice being given by the aggrieved party of the aggressions of the citizens and subjects of the other, so that the lawless adventurers may be pursued and overtaken on the high seas, their elements of war destroyed, and the deluded captives held responsible in their persons and meet with the merited retribution inflicted by the laws of nations against all such disturbers of the peace and happiness of contiguous and friendly powers. It being understood that in all cases of successful pursuit and capture the delinquents so captured shall be judged and punished by the Government of that nation to which the vessel capturing them may belong, conformably to the laws of each nation."

In the concluding paragraph of the treaty relating to the year of Independence of the United States, strike out the word "seventy-seventh" and insert *seventy-eighth*.

On motion by Mr. Sebastian,

Ordered, That the nineteen treaties with Indians in the Territory of Oregon, received from the President of the United States on the 3d August, 1852, be again referred to the Committee on Indian Affairs.

MONDAY, MARCH 13, 1854.

The following messages were received from the President of the United States, by Mr. Webster, his secretary:

To the Senate of the United States:

I nominate Selim W. Myers, of Florida, to be register of the land office at Tallahassee, Florida, vice Theodore W. Brevard, resigned.

FRANKLIN PIERCE.

WASHINGTON, *March 8*, 1854.

To the Senate of the United States:

I nominate the officers named in the accompanying list for regular promotion in the Army of the United States, as proposed by the Secretary of War.

FRANKLIN PIERCE.

WASHINGTON, *March 9*, 1854.

WAR DEPARTMENT, *March 9, 1854.*

SIR: I have the honor to lay before you the following list of officers for regular promotion in the Army of the United States:

Corps of Engineers.

Second Lieutenant Charles E. Blunt to be first lieutenant February 2, 1854, vice Harrison, deceased.

Brevet Second Lieutenant George L. Andrews to be second lieutenant February 2, 1854, vice Blunt, promoted.

Third Regiment of Artillery.

First Lieutenant George H. Thomas to be captain December 24, 1853, vice Van Vliet, assistant quartermaster, who vacates his regimental commission.

Second Lieutenant John Kellogg to be first lieutenant December 24, 1853, vice Thomas, promoted.

Brevet Second Lieutenant James L. White, of the Second Regiment of Artillery, to be second lieutenant December 24, 1853, vice Kellogg, promoted.

Second Regiment of Infantry.

Brevet Second Lieutenant Lyman M. Kellogg to be second lieutenant February 28, 1854, vice Morris, resigned.

I am, sir, with great respect, your ob't serv't,

JEFFER. DAVIS,
Secretary of War.

To the PRESIDENT OF THE UNITED STATES.

To the Senate of the United States:

I nominate W. P. Peirce to be consul of the United States for the port of Manilla, in the Philippine Islands, in the place of Alfred H. P. Edwards, resigned.

FRANKLIN PIERCE.

WASHINGTON, 13 *March*, 1854.

To the Senate of the United States:

I hereby nominate William Parr to be deputy postmaster at Newark, in the county of Licking, State of Ohio, in place of William P. Morrison, deceased.

FRANKLIN PIERCE.

EXECUTIVE CHAMBER, *March 13*, 1854.

The messages were read.

Ordered, That the nomination of Selim W. Myers be referred to the Committee on Public Lands.

Ordered, That the nominations for regular promotion in the Army be referred to the Committee on Military Affairs.

Ordered, That the nomination of W. P. Peirce be referred to the Committee on Commerce.

Ordered, That the nomination of William Parr be referred to the Committee on the Post-Office and Post-Roads.

The treaty between the United States of America and the Mexican Republic concluded at the City of Mexico the 30th day of December,

in the year of our Lord eighteen hundred and fifty-three, was read the second time and considered as in Committee of the Whole.

On motion by Mr. Shields,

156 *Ordered*, That the said treaty, together with the amendments reported from the Committee on Foreign Relations, be printed in confidence for the use of the Senate, and that it be postponed to and made the order of the day for Wednesday next.

157 Mr. Bell submitted an amendment intended to be proposed as an additional article to the treaty with Mexico, which was referred to the Committee on Foreign Relations, and ordered to be printed in confidence for the use of the Senate.

On motion by Mr. Brodhead,

The Senate proceeded to consider the nominations of John H. Brant, David Acheson, John Clayton, Armstrong Hadden, John Reichard, Mrs. Amelia S. Moderwell, Benjamin F. Sloan, John Y. Sherwood, John B. Pratton, John Noel, William G. Murray, James E. McFarland, and Lewis H. Wunder; and

Resolved, That the Senate advise and consent to the appointment of the said persons, agreeably to their nominations respectively.

Mr. Fish submitted the following resolution; which was considered, by unanimous consent, and agreed to:

Resolved, That the injunction of secrecy be removed from so much of the Executive Journal as relates to the nomination of James Collier and the proceedings thereon.

Mr. Gwin submitted the following resolution; which was considered, by unanimous consent, and agreed to:

Resolved, That the President of the United States be requested (if not incompatible with the public interest) to communicate confidentially to the Senate a copy of such instructions as may have been given to the commander of the United States squadron, or other functionary, for opening trade with Japan; also, what progress has been made in the negotiation, and whether further measures are deemed necessary, and if so, what are proposed to secure to the United States an early arrangement for commercial intercourse with that country.

TUESDAY, MARCH 14, 1854.

Mr. Norris, from the Committee on the District of Columbia, to whom was referred, the 7th instant, the nomination of Thomas Thornley, reported.

Whereupon

Resolved, That the Senate advise and consent to his appointment, agreeably to the nomination.

Mr. Hamlin, from the Committee on Commerce, to whom was referred, the 8th instant, the nominations of John Cassela, junior, William Miles, and Charles W. Bradley, reported.

Whereupon

Resolved, That the Senate advise and consent to the appointment of the said persons, agreeably to their nominations respectively.

Mr. Hamlin, from the Committee on Commerce, to whom was referred, the 17th January last, the nomination of Rowland H. Bridgham, reported.

Mr. Dodge, of Iowa, from the Committee on Public Lands, to whom was referred, the 13th instant, the nomination of Selim W. Myers, reported.

Whereupon

Resolved, That the Senate advise and consent to his appointment, agreeably to the nomination.

The Senate proceeded to consider the nominations of George Edmunds, junior, John W. H. Underwood, John F. Kinney, John H. George, George H. Browne, William D. Shipman, Samuel B. Garvin, Garret S. Cannon, Charles Shaler, John M. Gregory, Robert P. Dick, George S. Owens, C. C. Rogers, Thomas B. Childress, Richard I. Hays, Daniel O. Morton, Benjamin M. Thomas, Thomas C. Reynolds, Alfred M. Wilson, James W. McConaughy, A. J. Regnier, Chandler C. Yonge, Joseph C. Knapp, John R. Sharpstein, Daniel H. Dustin, William W. H. Davis, Philip Barton Key, Samuel Tilton, Francis C. Gardiner, Curtis Bacon, John M. Mott, George H. Nelden, John F. Wiley, Jefferson T. Martin, John R. Johnson, Thomas I. Young, Jabez W. Fitch, Joseph M. Kennedy, Thomas S. Bryant, Cade M. Godbold, John Quindley, Samuel M. Hays, Stephen V. R. Ableman, Laurel Summers, Charles Blumner, and M. W. Irwin; and

Resolved, That the Senate advise and consent to the appointment of the said persons, agreeably to their nominations respectively.

The Senate proceeded to consider the nominations of James Keenan, John P. Sullivan, and Reuben Wood; and

Resolved, That the Senate advise and consent to the appointment of the said persons, agreeably to their nominations respectively.

WEDNESDAY, MARCH 15, 1854.

The following message was received from the President of the United States, by Mr. Webster, his secretary:

To the Senate of the United States :

In transmitting to the Senate the report of the Secretary of State, together with the documents therein referred to, being the correspondence called for by the resolution of that body of the 9th of January last, I deem it proper to state briefly the reasons which have deterred me from sending to the Senate for ratification the proposed convention between the United States of America and the United Mexican States, concluded by the respective plenipotentiaries of the two Governments on the 21st day of March, 1853, on the subject of a transit way across the Isthmus of Tehuantepec.

Without adverting to the want of authority on the part of the American minister to conclude any such convention, or to the action of this Government in relation to the rights of certain of its citizens under the grant for a like object originally made to José Garay, the objections to it, upon its face, are numerous, and should, in my judgment, be regarded as conclusive.

Prominent among these objections is the fact that the convention binds us to a foreign Government, to guarantee the contract of a private company with that Government for the construction of the contemplated transit way, "to protect the persons engaged and property employed in the construction of the said work, from the commencement thereof to its completion, against all confiscation, spoliation, or violence of whatsoever nature," and to guarantee the entire security of the capital invested therein during the continuance of the contract. Such is the substance of the second and third articles.

Hence it will be perceived that the obligations which this Government is asked to assume are not to terminate in a few years, or even with the present generation.

And again, "if the regulations which may be prescribed concerning the traffic on said transit way shall be clearly contrary to the spirit and intention of this convention," even then this Government is not to be at liberty to withdraw its "protection and guarantee" without first giving one year's notice to the Mexican Government.

When the fact is duly considered that the responsibility of this Government is thus pledged for a long series of years to the interests of a private company, established for purposes of internal improvement in a foreign country and that country peculiarly subject to civil wars and other public vicissitudes, it will be seen how comprehensive and embarrassing would be those engagements to the Government of the United States.

Not less important than this objection is the consideration that the United States cannot agree to the terms of this convention without disregarding the provisions of the eighth article of the convention which this Government entered into with Great Britain on April 19, 1850, which expressly includes any interoceanic communication whatever by the Isthmus of Tehuantepec. However inconvenient may be the conditions of that convention, still they exist, and the obligations of good faith rest alike upon the United States and Great Britain.

Without enlarging upon these and other questionable features of the proposed convention, which will suggest themselves to your minds, I will only add that after the most careful consideration I have deemed it my duty not to ask for its ratification by the Senate.

FRANKLIN PIERCE.

WASHINGTON, *March* 14, 1854.

The message was read.

On motion by Mr. Bell,

Ordered, That it lie on the table, and that the message, with the accompanying documents, together with the message, and the documents accompanying the same, received on the 16th February, in answer to a resolution of the Senate of the 13th February last, be printed in confidence for the use of the Senate.

Mr. Mason, from the Committee on Foreign Relations, to whom was referred, the 13th instant, the amendment submitted by Mr. Bell to the treaty with the Mexican Republic of the 30th December, 1853, reported it without amendment.

The Senate, as in Committee of the Whole, proceeded to consider the treaty between the United States of America and the Mexican Republic, concluded at the city of Mexico the 30th day of December, in the year of our Lord eighteen hundred and fifty-three; and

After debate,

On motion by Mr. Mason,

Ordered, That the further consideration thereof be postponed to and made the order of the day for to-morrow at one o'clock.

Mr. Pearce submitted the following resolution; which was considered, by unanimous consent, and agreed to:

Resolved, That the President of the United States be requested to furnish the Senate confidentially with all instructions given to James Gadsden, envoy extraordinary and minister plenipotentiary of the United States near the Mexican Government, under which he negotiated the treaty of the 30th December last, recently submitted to the Senate, and also the correspondence between the negotiators of the respective Governments touching the said treaty, and also all instructions, verbal or otherwise, given to any agent, and the name of such agent, and the report (if any) of such agent.

MONDAY, MARCH 20, 1854.

The following messages were received from the President of the United States, by Mr. Webster, his secretary:

To the Senate of the United States :

I nominate Fletcher Webster to be surveyor for the district of Boston and Charlestown and inspector of the revenue for the port of Boston, in the State of Massachusetts, from the 1st of March, 1854, when his present commission expired.

FRANKLIN PIERCE.

WASHINGTON, 16 March, 1854.

To the Senate of the United States :

I communicate to the Senate herewith, for its constitutional action, two treaties recently negotiated by the Commissioner of Indian Affairs, as commissioner on the part of the United States, with the delegates now at the seat of Government representing the confederated tribes of Otoes and Missourias, and the Omaha Indians, for the extinguishment of their titles to lands west of the Missouri River.

FRANKLIN PIERCE.

EXECUTIVE OFFICE, Washington, March 17, 1854.

The messages were read.

On motion by Mr. Hamlin,

The Senate, by unanimous consent, proceeded to consider the nomination of Fletcher Webster; and

Resolved, That the Senate advise and consent to his appointment, agreeably to the nomination.

The articles of agreement and convention made and concluded at the city of Washington, this sixteenth day of March, one thousand eight hundred and fifty-four, by George W. Manypenny, as commissioner on the part of the United States, and the following chiefs of the Omaha tribe of Indians, viz: Shon-ga-ska, or Logan Fontenelle; E-sta-mah-za, or Joseph Le Flesche; Gra-tah-nah-je, or Standing Hawk; Gah-he-ga-gin-gah, or Little Chief; Tah-wah-gah-ha, or Village-maker; Wah-no-ke-ga, or Noise; So-da nah-ze, or Yellow Smoke, they being thereto duly authorized by said tribe, were read the first time.

The articles of agreement and convention made and concluded at the city of Washington, this fifteenth day of March, one thousand eight hundred and fifty-four, by George W. Manypenny, as commissioner on the part of the United States, and the following-named chiefs of the confederate tribes of the Otoe and Missouri Indians, viz: Ar-ke-keetah, or Stay-by-it; Heh-cah-po, or Kickapoo; Shaw-ka-haw-wa, or Medicine Horse; Mi-ar-ke-tah-hun-she, or Big Soldier; Cha-won-a-ke, or Buffalo Chief; Ah-hah-che-ke-saw-ke, or Missouri Chief; and Maw-thra-ti-ne, or White Water, they being thereto duly authorized by said confederate tribes, were read the first time.

On motion by Mr. Bell,

Ordered, That the articles of agreement and convention with Indian tribes, received this day, together with the message and documents communicated therewith, be severally referred to the Committee on Indian Affairs, and printed in confidence for the use of the Senate.

Mr. Hamlin, from the Committee on Commerce, to whom was referred, the 13th instant, the nomination of W. P. Peirce, reported.

Whereupon

Resolved, That the Senate advise and consent to his appointment, agreeably to the nomination.

Mr. Shields, from the Committee on Military Affairs, to whom were referred, the 28th February, the nomination of Robert Southgate, and on the 13th instant those of Charles E. Blunt, George L. Andrews, George H. Thomas, John Kellogg, James L. White, and Lyman M. Kellogg, reported.

Whereupon

Resolved, That the Senate advise and consent to the appointment and promotion of the said persons in the Army of the United States, agreeably to their nominations respectively.

Mr. Norris, from the Committee on the District of Columbia, to whom were referred, the 8th February, the nominations of Henry L. Harvey, Charles R. Belt, Albert Greenleaf, Samuel S. Briggs, Henry Addison, George McNeir, John McCutchen, John D. Barclay, Benedict Milburn, Thomas Donoho, Joseph W. Beck, Aquilla K. Arnold, Anthony Hyde, Alfred Ray, Paul Stevens, and Robert Clarke, and on the 28th February those of James A. Kennedy and Andrew Rothwell, reported.

Whereupon

Resolved, That the Senate advise and consent to the appointment of the said persons, agreeably to their nominations respectively.

Mr. Rusk, from the Committee on the Post-Office and Post-Roads, to whom was referred, the 13th instant, the nomination of William Parr, reported.

Whereupon

Resolved, That the Senate advise and consent to his appointment, agreeably to the nomination.

The Senate, as in Committee of the Whole, resumed the consideration of the treaty between the United States of America and the Mexican Republic, concluded at the city of Mexico the 30th day of December, in the year of our Lord eighteen hundred and fifty-three; and

After debate,

On motion by Mr. Toucey,
The Senate adjourned.

TUESDAY, MARCH 21, 1854.

The following message was received from the President of the United States, by Mr. Webster, his secretary :

To the Senate of the United States :

In answer to the resolution of the Senate of the 15th instant, adopted in executive session, I transmit, confidentially, a report from the Secretary of State and the documents by which it was accompanied. Pursuant to the suggestion in the report, it is desirable that such of the papers as may be originals should be returned to the the Department of State.

FRANKLIN PIERCE.

WASHINGTON, 21 *March*, 1854.

On motion by Mr. Mason,

Ordered, That it lie on the table.

Mr. Pearce submitted the following resolution; which was considered, by unanimous consent, and agreed to :

Resolved, That the President be requested to inform the Senate what are the claims of Mexico and the citizens of Mexico on the United States,

proposed to be provided for in the treaty negotiated by Mr. Gadsden, and also what are the claims of the United States or the citizens thereof, proposed to be provided for by the same treaty, and in the amendments proposed to said treaty, distinguishing the claims which would be provided for by the treaty and as proposed to be amended by the President and Committee on Foreign Relations, and that the President be also requested to communicate to the Senate all the information in his possession or in that of the Executive Departments relative to the amount and justice of said claim, and also the names of the claimants so far as known to the Executive.

WEDNESDAY, MARCH 22, 1854.

The Senate, as in Committee of the Whole, resumed the consideration of the treaty between the United States and the Mexican Republic, concluded at the City of Mexico the 30th day of December, in the year of our Lord eighteen hundred and fifty-three; and,

On motion by Mr. Pettit,
The Senate adjourned.

THURSDAY, MARCH 23, 1854.

The following messages were received from the President of the United States, by Mr. Webster, his secretary:

To the Senate of the United States:

I nominate Augustus W. Scharit, of Missouri, to be consul of the United States for the port of Falmouth, in England, in the place of Robert W. Fox, recalled.

FRANKLIN PIERCE.

WASHINGTON, 23 March, 1854.

To the Senate of the United States:

I nominate William L. Winans to be consul of the United States for the city of St. Petersburg, in Russia, in the place of William H. Ropes, recalled.

FRANKLIN PIERCE.

WASHINGTON, 23 March, 1854.

To the Senate of the United States:

I nominate Robert L. Loughhead, of Pennsylvania, to be consul of the United States for the port of Dublin, in Ireland, in the place of M. J. Lynch, resigned, who was appointed during the last recess of the Senate, in the place of James Foy, recalled.

FRANKLIN PIERCE.

WASHINGTON, 23d March, 1854.

The messages were read.

Ordered, That the nominations contained therein be referred to the Committee on Commerce.

The Senate, as in Committee of the Whole, resumed the consideration of the treaty between the United States of America and the Mexican Republic concluded at the City of Mexico the 30th day of December, in the year of our Lord, 1853; and

After debate,

On motion by Mr. Weller,
The Senate adjourned.

MONDAY, MARCH 27, 1854.

The following messages were received from the President of the United States, by Mr. Webster, his secretary.

To the Senate of the United States :

I nominate George W. Brandreth, of New York, to be consul of the United States for the port of Tumbez, in the Republic of Peru, in the place of Samuel I. Oakford, recalled.

FRANKLIN PIERCE.

WASHINGTON, 24 March, 1854.

To the Senate of the United States :

I nominate Arnold Graef, of New York, to be consul of the United States for the city of Dresden, in the place of John M. Fessenden, declined.

FRANKLIN PIERCE.

WASHINGTON, 24 March, 1854.

To the Senate of the United States :

I nominate Michael Steck, of New Mexico, to be agent for the Indians in the Territory of New Mexico, in place of James M. Smith, deceased.

FRANKLIN PIERCE.

EXECUTIVE OFFICE, March 25, 1854.

To the Senate of the United States :

I nominate John C. Claiborne, of Arkansas, to be receiver of public moneys at Batesville, Arkansas, vice I. T. Saffold, resigned.

FRANKLIN PIERCE.

EXECUTIVE OFFICE, March 25th, 1854.

To the Senate of the United States :

I nominate Robert M. C. Graham to be temporary navy agent at Rio de Janeiro.

FRANKLIN PIERCE.

WASHINGTON, March 27, 1854.

To the Senate of the United States :

I nominate Horatio King to be First Assistant Postmaster-General, in place of Selah R. Hobbie, deceased.

FRANKLIN PIERCE.

EXECUTIVE CHAMBER, March 27, 1854.

The messages were read.

Ordered, That the nomination of Arnold Graef be referred to the Committee on Commerce.

Ordered, That the nomination of Michael Steck be referred to the Committee on Indian Affairs.

Ordered, That the nomination of John C. Claiborne be referred to the Committee on Public Lands.

Ordered, That the nomination of Horatio King be referred to the Committee on the Post-Office and Post-Roads.

On motion by Mr. Hamlin,

The Senate, by unanimous consent, proceeded to consider the nomination of George W. Brandreth ; and

Resolved, That the Senate advise and consent to his appointment, agreeably to the nomination.

On motion by Mr. Gwin,

The Senate, by unanimous consent, proceeded to consider the nomination of Robert M. C. Graham; and

Resolved, That the Senate advise and consent to his appointment, agreeably to the nomination.

Mr. Hamlin, from the Committee on Commerce, to whom was referred, the 23d instant, the nominations of Augustus W. Scharit, William L. Winans, and Robert L. Longhead, reported.

On motion by Mr. Rusk,

The Senate proceeded to consider the nomination of Peter Rambo and

Resolved, That the Senate advise and consent to his appointment, agreeably to the nomination.

Mr. Butler submitted the following resolution; which was considered, by unanimous consent, and agreed to:

Resolved, That the President of the United States be requested to furnish the Senate, confidentially, with any correspondence which took place between Mr. C. L. Ward and General Gadsden touching or relating to the negotiations with the Mexican Republic and concerning the provisions of the treaty of the 30th December last.

Mr. Mason, from the Committee on Foreign Relations, to whom was referred, the 8th February, the nomination of William E. Venable, reported,

Whereupon

Resolved, That the Senate advise and consent to his appointment, agreeably to the nomination.

TUESDAY, March 28, 1854.

Mr. Hamlin, from the Committee on the Post-Office and Post-Roads, to whom was referred, the 27th instant, the nomination of Horatio King, reported.

Whereupon

Resolved, That the Senate advise and consent to his appointment, agreeably to the nomination.

Mr. Hamlin, from the Committee on Commerce, to whom was referred, the 27th instant, the nomination of Arnold Graef, reported.

Mr. Dodge, of Iowa, from the Committee on Public Lands, to whom was referred, the 16th January last, the nomination of Charles S. Frailey, reported.

Whereupon

Resolved, That the Senate advise and consent to his appointment, agreeably to the nomination.

On motion,

The Senate proceeded to consider the nomination of Augustus W. Scharit; and

Resolved, That the Senate advise and consent to his appointment, agreeably to the nomination.

Mr. Mason, from the Committee on Foreign Relations, to whom the subject was referred, on the 8th instant, submitted the following report:

The Committee on Foreign Relations, to whom was referred communications from Senators in reply to the note of the Honorable David R. Atchison, President of the Senate, of the 25th February, written by

order of the Senate of the 24th same month, have had the same under consideration and now report :

The resolution of the Senate is as follows :

[In Senate of the United States, in executive session February 24, 1854.]

Resolved, That the President of the Senate be directed to address a note on behalf of the Senate to each Senator, putting the following interrogatories:

"1. Whether he has any information which will enable the Senate to ascertain in what way, or by whose instrumentality the treaty with Mexico, and that with Great Britain relating to the copyright, and the amendment to the latter offered by a Senator from Massachusetts, or either of them, which are now depending before the Senate, have been disclosed in violation of the 39th Rule, and been published in the public journals.

"2. Whether he has any information that will enable the Senate to ascertain in what way, or by whose instrumentality, the debates in the Senate, and the remarks made in debate by individual Senators whilst the Senate was in executive session on the nomination of George N. Sanders as consul at London, were in like manner disclosed in violation of the rules of the Senate, and been published in said journals; and that at the end of one week after the date of said note, he communicate the replies that are received to the same, to the Senate in executive session."

And the note of the President of the Senate addressed to each Senator is as follows :

[*"Confidential."*]

"SENATE OF THE UNITED STATES,
February 25, 1854.

"SIR: As directed by the inclosed resolution of the Senate, I have the honor to transmit to you the interrogatories it contains.

"I am sir, your obedient servant,

"D. R. ATCHISON,
"President of the Senate pro tempore."

Replies have been received and were before the committee from all the Senators constituting the present Congress except Mr. Mallory.

Mr. Mallory, it is believed, was absent when the resolution of the Senate was adopted, and has not yet returned to this city.

The committee have examined the replies that have been received, and they are all in the negative to the interrogatories.

One alone (Mr. Chase) after such reply in the negative adds: "That a correspondent of the press informed me that he transmitted to the paper with which he was connected a copy of the Mexican treaty. He did not inform me, nor do I know how or from whom he obtained it, certainly not from me or through me."

The committee return herewith the replies in writing of the Senators to the interrogatories, fifty-nine in number.

The committee recommend that the said replies be preserved by the Secretary of the Senate, that this report be recommitted to the committee, and that the annexed resolution be adopted by the Senate:

Resolved, That the report concerning the violation of the rules of the Senate, in the publication of certain treaties, and the promulgation of

debate held in executive session, be recommitted to the Committee on Foreign Relations, with power to examine on oath, touching the said violation of the rules, the officers of the Senate, the persons employed to execute the confidential printing of the Senate, and any others in this city whom they may deem it fit to examine, and to that end to send for persons and papers.

The Senate, by unanimous consent, proceeded to consider the said resolution, and agreed thereto.

The Senate, as in Committee of the Whole, resumed the consideration of the treaty between the United States and the Mexican Republic, concluded at the City of Mexico the 30th day of December, in the year of our Lord 1853; and

After debate,

The Senate adjourned.

FRIDAY, MARCH 31, 1854.

The following messages were received from the President of the United States, by Mr. Webster, his secretary :

To the Senate of the United States :

I nominate John W. Whitfield, of Tennessee, to be Indian agent at the Upper Platte Agency, in place of Thomas Fitzpatrick, deceased.

FRANKLIN PIERCE.

EXECUTIVE OFFICE, *March 25th*, 1854.

To the Senate of the United States :

I nominate Richard C. S. Brown, of Arkansas, to be agent for the Pottowatomies and Kansas, vice John W. Whitfield, nominated to fill the vacancy in the Upper Platte Agency, occasioned by the death of Thomas Fitzpatrick.

FRANKLIN PIERCE.

EXECUTIVE OFFICE, *March 25th*, 1854.

To the Senate of the United States :

I nominate Thomas B. English, of Missouri, to be register of the land office at Jackson, Missouri, vice Samuel A. Hill, deceased.

FRANKLIN PIERCE.

EXECUTIVE OFFICE, *March 29*, 1854.

To the Senate of the United States :

I nominate Robert Edmonds to be surveyor and inspector of the revenue for the port of Carter's Creek, in the State of Virginia, vice Jesse George, removed.

FRANKLIN PIERCE.

WASHINGTON, *March 30*, 1854.

To the Senate of the United States :

I nominate for appointment to the office of attorney of the United States for the Territory of Utah Joseph Hollman, in the place of Seth Blair, removed.

FRANKLIN PIERCE.

WASHINGTON, *30 March*, 1854.

To the Senate of the United States:

I nominate the officers named in the accompanying list for regular promotion in the Army of the United States, as proposed by the Secretary of War.

FRANKLIN PIERCE.

WASHINGTON, *March 30, 1854.*

WAR DEPARTMENT, *March 30, 1854.*

SIR: I have the honor to lay before you the following list of officers for regular promotion in the Army of the United States:

Corps of Engineers.

Second Lieutenant John G. Foster to be first lieutenant, April 1, 1854, vice Rosecrans, resigned.

Brevet Second Lieutenant James St. C. Morton to be first lieutenant, April 1, 1854, vice Foster, promoted.

Second Regiment of Dragoons.

Brevet Second Lieutenant George B. Anderson to be second lieutenant, March 21, 1854, vice Bingham, resigned.

Third Regiment of Artillery.

Second Lieutenant Richard Arnold to be first lieutenant, March 17, 1854, vice Shields, resigned.

Fifth Regiment of Infantry.

Brevet Second Lieutenant Henry F. Whitter to be second lieutenant, March 13, 1854, vice Neilly, deceased.

I am, sir, with great respect, your obedient servant,

JEFFER. DAVIS,
Secretary of War.

To the PRESIDENT OF THE UNITED STATES.

To the Senate of the United States:

I nominate D. Macauley, of Louisiana, to be consul of the United States for the port of Venice and the Adriatic ports which belong to the Lombardo-Venetian Kingdom, in the place of Donald G. Mitchell, resigned.

FRANKLIN PIERCE.

WASHINGTON, *31st March, 1854.*

To the Senate of the United States:

I nominate I. S. Pardee, of Wisconsin, to be consul of the United States for the port of San Juan del Sur, in Nicaragua, in the place of Loomis L. White, who has not acted in consequence of his not having obtained an exequatur.

FRANKLIN PIERCE.

WASHINGTON, *31st March, 1854.*

To the Senate of the United States:

In answer to the resolution of the Senate of the 21st instant, adopted in executive session, relative to the claims of the Mexican Govern-

ment, and of citizens of the Mexican Republic on this Government, and of citizens of the United States on the Government of that Republic, I transmit a report from the Secretary of State, to whom the resolution was referred.

FRANKLIN PIERCE.

WASHINGTON, 29th March, 1854.

The messages were read.

Ordered, That the nominations of John W. Whitfield and Richard C. S. Brown be referred to the Committee on Indian Affairs.

Ordered, That the nomination of Thomas B. English be referred to the Committee on Public Lands.

Ordered, That the nominations of Robert Edmonds, D. Macaulay and I. S. Pardee be referred to the Committee on Commerce.

Ordered, That the nominations of John G. Foster and other officers for promotions in the Army be referred to the Committee on Military Affairs.

On motion by Mr. Jones, of Iowa,

The Senate, by unanimous consent, proceeded to consider the nomination of Joseph Hollman; and

Resolved, That the Senate advise and consent to his appointment, agreeably to the nomination.

On motion by Mr. Pearce,

Ordered, That the message in answer to the resolution of the Senate of the 21st instant, in relation to claims of Mexico and its citizens against the United States, and of citizens of the United States against Mexico, with the accompanying report and list of claims, lie on the table.

Mr. Gwin, from the Committee on Naval Affairs, to whom were referred, the 28th February, the nominations of Henry K. Stevens, Abner Read, Alexander C. Rhind, and Richard M. Cuyler, and on the 7th instant those of George M. Ransom and William F. Spicer, reported.

Whereupon

Resolved, That the Senate advise and consent to the appointment of the said persons, agreeably to their nominations respectively.

MONDAY, APRIL 3, 1854.

The following message was received from the President of the United States, by Mr. Webster, his secretary :

To the Senate of the United States:

I nominate David H. Armstrong to be deputy postmaster at St. Louis, Missouri, in place of Archibald Gamble.

FRANKLIN PIERCE.

WASHINGTON, D. C., April 3, 1854.

To the Senate of the United States :

In answer to the resolution of the Senate of the 13th instant, requesting a confidential communication of information touching the expedition under the authority of this Government for the purpose of opening trade with Japan, I transmit a report from the Secretary of State, to whom the resolution was referred.

FRANKLIN PIERCE.

WASHINGTON, 31st March, 1849.

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To the Senate of the United States :

I transmit herewith the report of the Secretary of State, in reply to the resolution of the Senate of the 27th ultimo.

That part of the document which purports to recite my official instructions is strictly correct, that which is avowedly unofficial and unauthorized, it can hardly be necessary for me to say, in view of the documents already before the Senate, does not convey a correct impression of my "views and wishes."

At no time, after an intention was entertained of sending Mr. Ward as special agent to Mexico, was either the Garay grant or the convention entered into by Mr. Conkling alluded to otherwise than as subjects which might embarrass the negotiation of the treaty, and were consequently not included in the instructions.

While the departure of Mr. Ward under any circumstances, or in any respect, from the instructions committed to him is a matter of regret, it is just to say that, although he failed to convey in his letter to General Gadsden the correct import of remarks made by me anterior to his appointment as special agent, I impute to him no design of misrepresentation.

FRANKLIN PIERCE.

WASHINGTON, D. C , April 1, 1854.

The messages were read.

The Senate, by unanimous consent, proceeded to consider the nomination of David H. Armstrong; and

Resolved, That the Senate advise and consent to his appointment, agreeably to the nomination.

On motion by Mr. Mason,

Ordered, That the message in answer to the resolution of the Senate of the 13th March, in relation to the expedition to Japan, be referred to the Committee on Foreign Relations.

On motion by Mr. Mason,

Ordered, That the message in answer to the resolution of the Senate of the 27th March, relative to any correspondence between C. L. Ward and General Gadsden, relating to negotiations with Mexico, lie on the table.

Mr. Hamlin, from the Committee on Commerce, to whom were referred, the 10th February, the nomination of James W. Moore, and on the 31st March those of Robert Edmonds, D. Macaulay, and I. S. Pardee, reported.

Whereupon

Resolved, That the Senate advise and consent to the appointment of the said persons, agreeably to their nominations respectively.

Mr. Gwin, from the Committee on Naval Affairs, to whom were referred, the 28th February, the nominations of Henry K. Hoff, Henry Bruce, and Robert W. Shufeldt, reported.

Mr. Walker, from the Committee on Indian Affairs, to whom were referred, the 31st March, the nominations of John W. Whitfield and Richard C. S. Brown, reported.

Whereupon

Resolved, That the Senate advise and consent to the appointment of the said persons, agreeably to their nominations respectively.

Mr. Gwin offered the following resolution; which was considered, by unanimous consent, and agreed to:

Resolved, That the President be requested to communicate to the Senate, confidentially, copies of all letters written by General Gadsden

while acting as minister in Mexico, to the United States district attorney and United States marshal for the northern district of California, in reference to expeditions that might be or had been organized in California for the invasion of Sonora.

On motion by Mr. Dodge, of Wisconsin,

Ordered, That the injunction of secrecy be removed from the message and documents, as well as the proceedings of the Senate, relating to the treaty made with the Stockbridge Indians on the 24th day of November, 1848.

The Senate, as in Committee of the Whole, resumed the consideration of the treaty between the United States of America and the Mexican Republic, concluded at the City of Mexico the 30th day of December, in the year of our Lord 1853; and

After debate,

On the question to agree to the first amendment reported from the Committee on Foreign Relations, to wit:

ARTICLE 1. After the word "lake," at the end of the first clause, insert:

Provided, That "the most northern part of the Gulf of California," mentioned in this article, shall be indicated by a parallel of latitude to be drawn at the distance of one marine league south of the most southern point of the island called "Montague Island," as the same is laid down on the chart of "reconnaissance of the Colorado River" "by George H. Derby, lieutenant, United States Topographical Engineers, December, 1850"; which chart, attested by the signature of the Secretary of State of the United States and bearing the seal of the Department of State of the United States, for the greater certainty, is hereto annexed.

The question was stated, Shall these words stand as a part of the article?

And it was determined in the affirmative, { Yeas 33
Nays 2

Those who voted in the affirmative are,

Messrs. Allen, Atchison, Badger, Bell, Brown, Butler, Chase, Clay, Dodge of Wisconsin, Dodge of Iowa, Evans, Everett, Fessenden, Fitzpatrick, Foot, Geyer, Gwin, Johnson, Jones of Iowa, Jones of Tennessee, Mason, Morton, Rusk, Shields, Slidell, Stuart, Sumner, Thompson of Kentucky, Toucey, Wade, Walker, Williams, Wright.

Those who voted in the negative are,

Messrs. Adams and Pettit. ~

After debate,

On motion by Mr. Stuart,

The Senate adjourned.

TUESDAY, APRIL 4, 1854.

The following messages were received from the President of the United States, by Mr. Webster, his secretary:

To the Senate of the United States:

I nominate Donn Piatt, of Ohio, to be secretary of the legation of the United States near His Imperial Majesty the Emperor of the French, in the place of Henry S. Sanford, resigned.

FRANKLIN PIERCE.

WASHINGTON, 4th April, 1854.

To the Senate of the United States :

I hereby nominate Benjamin L. Howell to be deputy postmaster at Aberdeen, county of Monroe, State of Mississippi, in place of Richard J. Cocke, resigned.

FRANKLIN PIERCE.

EXECUTIVE CHAMBER, *April 4, 1854.*

The messages were read.

Ordered, That the nomination of Donn Piatt be referred to the Committee on Foreign Relations.

On motion by Mr. Adams,

The Senate, by unanimous consent, proceeded to consider the nomination of Benjamin L. Howell; and

Resolved, That the Senate advise and consent to this appointment, agreeably to the nomination.

Mr. Mason, from the Committee on Foreign Relations, to whom was referred, the 3d instant, the message in relation to the expedition to Japan, reported that it was the opinion of the committee that the message and accompanying documents should be printed in confidence for the use of the Senate.

Whereupon

Ordered, That the said message, with the accompanying documents, be printed in confidence for the use of the Senate.

The Senate, as in Committee of the Whole, resumed the consideration of the treaty between the United States of America and the Mexican Republic, concluded at the City of Mexico the 30th day of December, in the year of our Lord 1853; and

After debate,

Mr. Shields submitted the following amendment: To strike out from the first article the following words—

“To a point distant two marine leagues to the north of the most northern part of the Gulf of California; thence in succession a right line to the intersection of the 31st parallel of latitude north with 111° longitude west of Greenwich, whence another right line to the 31° 47' 30" of north latitude, where the same will cross the boundary line descending the Rio Grande or Bravo del Norte, to the Gulf of Mexico, as defined in the 5th article of the treaty of Guadalupe. And it is agreed that should the line before described (from the intersection of the parallel 31° of latitude north with the meridian 111° west of Greenwich to its crossing the Rio Grande in latitude 31° 47' 30") traverse the Lake Gusman, said line shall be broken so as to form an angle at a point distant one marine league south of the most southern part of that lake: *Provided*, That “the most northern part of the Gulf of California,” mentioned in this article, shall be indicated by a parallel of latitude, to be drawn at the distance of one marine league south of the most southern point of the island, called “Montague Island,” as the same is laid down on the chart of “the reconnaissance of the Colorado River,” “by George H. Derby, lieutenant United States Topographical Engineers, December, 1850,” which chart, attested by the signature of the Secretary of State of the United States, and bearing the seal of the Department of State of the United States, for greater certainty is hereto annexed.”

and insert the following in lieu thereof:

To the mouth of said river, and thence down the middle of the Gulf of California until it reaches a point in said gulf at the 31st parallel of north latitude, thence east along the 31st parallel of north latitude until it reaches the Rio Grande where that parallel of latitude strikes said river.

The question was then stated, Shall the words proposed to be stricken out stand as part of the article?

And it was determined in the negative, { Yeas..... 19
Nays 17

Those who voted in the affirmative are,

Messrs. Adams, Allen, Atchison, Bell, Bright, Brown, Butler, Clay, Evans, Fitzpatrick, Hunter, Johnson, Mason, Rusk, Slidell, Thomson of N. Jersey, Toucey, Williams, Wright.

Those who voted in the negative are,

Messrs. Badger, Chase, Clayton, Dixon, Everett, Fessenden. Geyer, Gwin, James, Jones of Tennessee, Pettit, Shields, Stuart, Sumner, Thompson of Kentucky, Walker, Weller.

So two-thirds not having voted to retain those words, they were stricken out.

On motion by Mr. Weller that the treaty lie on the table,

It was determined in the negative, { Yeas..... 13
Nays 27

On motion by Mr. Shields,

The yeas and nays being desired by one-fifth of the Senators present,

Those who voted in the affirmative are,

Messrs. Badger, Bright, Chase, Clayton, Everett, Fessenden, Foot, James, Pettit, Shields, Sumner, Thompson of Kentucky, Walker.

Those who voted in the negative are,

Messrs. Adams, Allen, Atchison, Bell, Brown, Butler, Clay, Dixon, Dodge of Wisconsin, Dodge of Iowa, Evans, Fitzpatrick, Geyer, Gwin, Hunter, Johnson, Jones of Tennessee, Mason, Morton, Rusk, Slidell, Stuart, Thomson of N. Jersey, Toucey, Weller, Williams, Wright.

So the motion was not agreed to.

The question was then stated, Shall the words proposed to be inserted in lieu of the words stricken out stand as part of the first article?

And it was determined in the negative, { Yeas..... 21
Nays 20

Those who voted in the affirmative are,

Messrs. Badger, Bright, Chase, Clayton, Dixon, Dodge of Wisconsin, Dodge of Iowa, Everett, Fessenden, Foote, Geyer, Gwin, James, Jones of Iowa, Jones of Tennessee, Pettit, Shields, Slidell, Stuart, Thompson of Kentucky, Walker.

Those who voted in the negative are,

Messrs. Adams, Allen, Atchison, Bell, Brown, Butler, Clay, Evans, Fitzpatrick, Hunter, Johnson, Mason, Morton, Rusk, Sumner, Thomson of N. Jersey, Toucey, Weller, Williams, Wright.

So two-thirds not having voted in the affirmative, those words were not inserted.

On motion by Mr. Gwin,

The Senate adjourned.

WEDNESDAY, APRIL 5, 1854.

The following message was received from the President of the United States, by Mr. Webster, his secretary:

To the Senate of the United States:

I transmit herewith a report from the Secretary of State, in answer to the resolution of the Senate, in executive session, of the 3d instant.

FRANKLIN PIERCE.

WASHINGTON, April 5th, 1854.

The message was read.

On motion by Mr. Gwin,

Ordered, That it lie on the table.

Mr. Pettit, from the Committee on the Judiciary, to whom was referred, the 28th February, the nomination of John L. Robinson, reported.

Whereupon

Resolved, That the Senate advise and consent to his appointment, agreeably to the nomination.

On motion by Mr. Pettit,

The Senate proceeded to consider the nominations of Alois D. Gall; and

Resolved, That the Senate advise and consent to his appointment, agreeably to the nomination.

The Senate, as in Committee of the Whole, resumed the consideration of the treaty between the United States of America and the Mexican Republic, concluded at the city of Mexico the 30th day of December, in the year of our Lord 1853; and,

After debate,

Mr. Gwin submitted the following to be inserted in lieu of the words stricken out of the first article on the motion of Mr. Shields the 4th instant:

To the mouth thereof, thence along the middle of the Gulf of California to the intersection of the 31° of north latitude, thence east with said parallel of latitude to its intersection with the 111° of longitude west of Greenwich, whence another right line to the 31° 47' 30" of north latitude, where the same will cross the boundary line descending the Rio Grande or Bravo del Norte, to the Gulf of Mexico, as defined in the 5th article of the treaty of Guadalupe. And it is agreed that should the line before described (from the intersection of the parallel 31° of latitude north with the meridian 111° west of Greenwich, to its crossing the Rio Grande in latitude 31° 47' 30") traverse the lake Guzman, said line shall be broken so as to form an angle at a point distant one marine league south of the most southern part of that lake.

The question was stated, Shall these words stand as part of the first article?

And it was determined in the negative, { Yeas 12
Nays 26

Those who voted in the affirmative are,

Messrs. Bayard, Bell, Bright, Dodge of Iowa, Everett, Geyer, Gwin, Jones of Iowa, Jones of Tennessee, Pettit, Shields, Weller.

Those who voted in the negative are,

Messrs. Adams, Allen, Atchison, Brown, Butler, Cass, Chase, Clay, Clayton, Dodge of Wisconsin, Evans, Fessenden, Fitzpatrick, Foot, Mason, Morton, Pearce, Rusk, Slidell, Stuart, Sumner, Thompson of Kentucky, Thomson of New Jersey, Toucey, Williams, Wright.

So two-thirds not having voted in the affirmative those words were not inserted.

On motion by Mr. Weller that the vote striking out the words of the first article on the motion of Mr. Shields, on the 4th instant, be reconsidered,

It was determined in the affirmative, { Yeas 23
Nays 15

On motion by Mr. Mason,

The yeas and nays being desired by one-fifth of the Senators present,

Those who voted in the affirmative are,

Messrs. Adams, Allen, Atchison, Bell, Bright, Brown, Butler, Cass, Clay, Dodge of Wisconsin, Evans, Fitzpatrick, Johnson, Jones of Tennessee, Mason, Morton, Rusk, Slidell, Thomson of New Jersey, Toucey, Weller, Williams, Wright.

Those who voted in the negative are,

Messrs. Bayard, Chase, Clayton, Dodge of Iowa, Everett, Fessenden, Foot, Geyer, Jones of Iowa, Pearce, Pettit, Shields, Stuart, Sumner, Thompson of Kentucky.

So the motion to reconsider was agreed to.

The question was then again stated, Shall the words proposed to be stricken out stand as part of the article?

And it was determined in the negative, { Yeas 22
Nays 16

Those who voted in the affirmative are,

Messrs. Adams, Allen, Atchison, Bell, Brown, Butler, Clay, Dodge of Wisconsin, Evans, Fitzpatrick, Hunter, Johnson, Jones of Tennessee, Mason, Morton, Rusk, Slidell, Thomson of New Jersey, Toucey, Weller, Williams, Wright.

Those who voted in the negative are,

Messrs. Badger, Bayard, Chase, Clayton, Dodge of Iowa, Everett, Fessenden, Foot, Geyer, Jones of Iowa, Pearce, Pettit, Shields, Stuart, Sumner, Thompson of Kentucky.

So two-thirds not having voted to retain those words they were stricken out.

On motion by Mr. Mason,

The Senate adjourned.

THURSDAY, APRIL 6, 1854.

The following message was received from the President of the United States, by Mr. Webster, his secretary:

To the Senate of the United States:

I nominate Alfred H. Hanscom, of Michigan, to be consul of the United States for the port of Rio Grande, in Brazil, in the place of George F. Upton, recalled.

FRANKLIN PIERCE.

WASHINGTON, 6th April, 1854.

The message was read.

On motion by Mr. Stuart,

The Senate, by unanimous consent, proceeded to consider the nomination of Alfred H. Hanscom; and

Resolved, That the Senate advise and consent to his appointment, agreeably to the nomination.

On motion by Mr. Shields,

The Senate proceeded to consider the nomination of Robert L. Loughhead; and

Resolved, That the Senate advise and consent to his appointment, agreeably to the nomination.

The Senate, as in Committee of the Whole, resumed the consideration of the treaty between the United States of America and the Mexican Republic, concluded at the city of Mexico the 30th day of December, in the year of our Lord 1853; and

After debate,

On motion by Mr. Jones, of Tennessee, that the treaty lie on the table,

It was determined in the negative, { Yeas 18
Nays 19

On motion by Mr. Mason,

The yeas and nays being desired by one-fifth of the Senators present,
Those who voted in the affirmative are,

Messrs. Adams, Atchison, Badger, Bright, Chase, Clayton, Everett, Fessenden, Foot, Jones of Tennessee, Pearce, Pettit, Shields, Stuart, Sumner, Thompson of Kentucky, Thomson of N. Jersey, Walker.

Those who voted in the negative are,

Messrs. Allen, Bell, Brown, Butler, Clay, Dodge of Wisconsin, Dodge of Iowa, Evans, Fitzpatrick, Geyer, Gwin, Johnson, Jones of Iowa, Mason, Morton, Sebastian, Toucey, Williams, Wright.

So the motion was not agreed to.

After debate,

On motion by Mr. Clayton that the Senate adjourn,

It was decided in the affirmative, { Yeas 22
Nays 18

On motion by Mr. Mason,

The yeas and nays being desired by one-fifth of the Senators present,
Those who voted in the affirmative are,

Messrs. Atchison, Badger, Bayard, Bright, Brown, Butler, Clay, Clayton, Dodge of Wisconsin, Everett, Fessenden, Fitzpatrick, Foot, Geyer, Jones of Iowa, Pearce, Pettit, Sebastian, Shields, Sumner, Thompson of Kentucky, Wade.

Those who voted in the negative are,

Messrs. Adams, Allen, Bell, Chase, Dodge of Iowa, Evans, Gwin, Johnson, Jones of Tennessee, Mason, Morton, Rusk, Stuart, Thompson of N. Jersey, Toucey, Walker, Williams, Wright.

Whereupon

The Senate adjourned.

MONDAY, APRIL 10, 1854.

The following messages were received from the President of the United States, by Mr. Webster, his secretary :

To the Senate of the United States :

I nominate G. C. Hebbe, of the District of Columbia, to be consul of the United States at Aix-la-Chapelle, in place of Isaac C. Bates, recalled.

FRANKLIN PIERCE.

WASHINGTON, April —, 1854.

To the Senate of the United States :

I communicate to the Senate herewith a communication from the Secretary of the Interior, accompanied by the articles of a convention recently entered into for an exchange of country for the future residence of the Winnebago Indians, and recommend their ratification with the amendment suggested by the Secretary of the Interior.

FRANKLIN PIERCE.

WASHINGTON, April 10th, 1854.

The messages were read.

On motion by Mr. Hamlin,

The Senate, by unanimous consent, proceeded to consider the nomination of G. C. Hebbe; and

Resolved, That the Senate advise and consent to his appointment, agreeably to the nomination.

The articles of a convention made and concluded between Willis A. Gorman and Jonathan E. Fletcher, on the part of the United States, and the chiefs and headmen of the Winnebago Tribe of Indians, on the 6th day of August, A. D. 1853, at a point opposite the village of Watab, in the Mississippi River, were read the first time.

On motion by Mr. Sebastian,

Ordered, That the articles of a convention, together with the message and documents accompanying the same, be referred to the Committee on Indian Affairs, and printed in confidence for the use of the Senate.

Mr. Shields presented a memorial of Charles Dubois de Suchet, claiming to be a subject of His Imperial Majesty the Emperor of the French, for himself and others, by J. M. Carlisle, his attorney-in-fact, stating that he and others are the holders and *bona fide* owners of certain bonds of the Government of the Republic of Mexico to a large amount, representing a certain national debt of that Government, for the payment of which the public lands of said Republic and proceeds thereof were pledged, except of those on the frontiers, and being advised that a treaty with the said Republic for the cession of a part of the said lands to the United States was now pending before the Senate, and that the presentation of this notice before the acceptance of the cession would bind the United States to the satisfaction of the said debt, and stating that he therefore gives such notice and will claim full and complete satisfaction and indemnity for the debt and interest due and accruing to him and them from the United States.

On motion by Mr. Mason,

Ordered, That the memorial be referred to the Committee on Foreign Relations.

On motion by Mr. Mason,

Ordered, That the injunction of secrecy be removed from the message of the President of the 3d instant in answer to the resolution of the Senate of the 13th of March, and from the documents communicated with said message in relation to the expedition to Japan.

Mr. Weller submitted the following resolution; which was considered, by unanimous consent, and agreed to.

Resolved, That the President of the United States be requested to communicate to the Senate confidentially copies of any letters which may have passed between this Government and the minister from Mexico in relation to claims growing out of the eleventh article of the treaty of Guadalupe Hidalgo.

On motion by Mr. Hamlin,

The Senate proceeded to consider the nominations of Daniel S. Lee, Rowland H. Bridgham, William L. Winans, and Arnold Graef; and

Resolved, That the Senate advise and consent to the appointment of the said persons, agreeably to their nominations respectively.

The Senate, as in Committee of the Whole, resumed the consideration of the treaty between the United States of America and the Mexican Republic, concluded at the City of Mexico, the 30th day of December, in the year of our Lord eighteen hundred and fifty-three; and,

After debate,

Mr. Rusk submitted the following amendment thereto:

Strike out from the word "shall," in line five, the remaining words in the first clause of the first article, as follows, to wit: "Proceed from the point where the aforesaid line intersects the river Colorado, along the middle of the deepest channel of this river to,"

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p. 15e
And insert the following after the said word "shall": *be as follows: Beginning at the point on the Rio Grande where the parallel of 31 degrees 47 minutes of north latitude crosses the same; thence west one hundred and fifty miles; from whence a right line shall be run due south thirty miles; from whence a straight line shall be run due west until it reaches the Rio Colorado or Gulf of California; thence up the middle of the said gulf and Colorado River until it intersects the present boundary line between the United States and Mexico.*

Mr. Gwin submitted the following amendment to the said amendment, to wit:

Strike out all after the words "be as follows," and insert the following in lieu thereof:

Beginning at the point on the Rio Grande where the parallel of 31 degrees 47 minutes 30 seconds of north latitude crosses the same; thence running west one hundred and fifty miles; thence due south thirty miles; thence westerly in a straight line until it reaches the Gulf of California one marine league south of the most southern portion of the Bay of Adair, and to the middle of said gulf; and thence up the middle of the said gulf and the Colorado River until it intersects the present boundary line between the United States and Mexico.

The question then arose upon that part of the amendment of Mr. Rusk for striking out the words mentioned.

The question was stated, Shall these words stand as part of the first article? and

It was unanimously determined in the negative.

So these words were stricken out.

The question was then stated, Shall the words proposed by Mr. Gwin to be inserted stand as part of the article?

And it was determined in the negative, { Yeas 18
Nays 26

Those who voted in the affirmative are,

Messrs. Badger, Bayard, Bell, Dodge of Wisconsin, Douglas, Everett, Fish, Fitzpatrick, Foot, Geyer, Gwin, Pearce, Pettit, Pratt, Seward, Shields, Walker, Weller.

Those who voted in the negative are,

Messrs. Adams, Allen, Atchison, Bright, Brown, Cass, Chase, Clay, Clayton, Dixon, Dodge of Iowa, Evans, Hunter, Johnson, Jones, Mason, Morton, Rusk, Sebastian, Slidell, Smith, Stuart, Sumner, Thompson, Williams, Wright.

So two-thirds not having voted to insert those words, they were not inserted.

The question was then stated, Shall the words proposed by Mr. Rusk to be inserted stand as part of the first article?

And it was determined in the affirmative, { Yeas 32
Nays 14

Those who voted in the affirmative are,

Messrs. Adams, Allen, Atchison, Bell, Brown, Cass, Clay, Clayton, Dodge of Wisconsin, Dodge of Iowa, Douglas, Evans, Everett, Fitzpatrick, Geyer, Hunter, James, Johnson, Jones of Iowa, Mason, Morton, Pearce, Pratt, Rusk, Sebastian, Seward, Slidell, Smith, Thompson of Kentucky, Toucey, Williams, Wright.

Those who voted in the negative are,

Messrs. Badger, Bayard, Bright, Chase, Fessenden, Fish, Foot, Gwin, Pettit, Shields, Stuart, Sumner, Walker, Weller.

So two-thirds having voted to insert those words, they were inserted.

On motion by Mr. Badger,

The Senate adjourned.

WEDNESDAY, APRIL 12, 1854.

The following messages were received from the President of the United States, by Mr. Webster, his secretary.

To the Senate of the United States :

I hereby nominate Emory Banister to be deputy postmaster at Worcester, in the county of Worcester, State of Massachusetts, in place of Edward W. Lincoln, removed.

FRANKLIN PIERCE.

EXECUTIVE CHAMBER, April 10, 1854.

To the Senate of the United States :

I nominate Reuben H. Gibson, of Ohio, to be receiver of public moneys at Defiance, Ohio, vice William Sheffield, removed.

FRANKLIN PIERCE.

WASHINGTON, D. C., April 11, 1854.

To the Senate of the United States :

I transmit herewith a report from the Secretary of State, in reply to the Senate's resolution of yesterday, passed in executive session.

FRANKLIN PIERCE.

WASHINGTON, April 11, 1854.

The messages were read.

Ordered, That the nomination of Emory Banister be referred to the Committee on the Post-Office and Post-Roads.

Ordered, That the nomination of Reuben H. Gibson be referred to the Committee on Public Lands.

Ordered, That the message in answer to the resolution of the Senate of the 10th instant lie on the table.

Mr. Sebastian, from the Committee on Indian Affairs, to whom was referred, the 27th March, the nomination of Michael Steck, reported.

Mr. Mason, from the Committee on Foreign Relations, to whom was referred, the 4th instant, the nomination of Donn Piatt, reported.

Whereupon

Resolved, That the Senate advise and consent to his appointment, agreeably to the nomination.

Mr. Sebastian, from the Committee on Indian Affairs, to whom were referred, the 20th March, the articles of agreement and convention made and concluded at the city of Washington this fifteenth day of March, 1854, by George W. Manypenny, as commissioner on the part of the United States, and the following-named chiefs of the confederate tribes of the Otoe and Missouri Indians, reported it with an amendment.

Mr. Sebastian, from the Committee on Indian Affairs, to whom was referred, the 20th March, the articles of agreement and convention made and concluded at the city of Washington this 16th day of March, 1854, by George W. Manypenny, as commissioner on the part of the United States, and the following-named chiefs of the Omaha tribe of Indians, reported it with an amendment.

Mr. Bell submitted the following resolution; which was considered, by unanimous consent, and agreed to :

Resolved, That the President be requested to communicate to the Senate, confidentially, any part of the instructions given by this Government to Mr. Letcher and to Mr. Conkling, respectively, when representing this Government in Mexico, and also such parts of their corre-

spondence with this Government not heretofore communicated, touching the abrogation of the eleventh article of the treaty of Guadalupe-Hidalgo, and the sum of money proposed, either by this Government or its representative in Mexico, for the time being, to be given to the Government of Mexico in consideration of such abrogation.

On motion by Mr. Sebastian,

The articles of a treaty made and concluded in the Indian Territory of the United States of America, on the 27th day of July, anno Domini 1853, between the United States of America, by Thomas Fitzpatrick, Indian agent and sole commissioner, duly appointed for that purpose, and the Camanche and Kiowa and Apache tribes or nations of Indians inhabiting the said territory south of the Arkansas River, were read the second time, and considered as in Committee of the Whole.

Mr. Walker submitted the following amendment: Strike out from the fifth article the following words:

"And whereas the United States of America have, by late treaty stipulations entered into with the Republic of Mexico, obligated themselves to protect and defend those provinces of the said Republic which lie contiguous to the boundaries of the United States from the depredations of the various Indian tribes dwelling within the jurisdiction of the United States, and to enforce a restitution of all Mexican prisoners held and retained by the said Indians; and to maintain the peace and security of the said provinces against all such hostile aggression: Therefore"

In line 18 of the 5th article strike out the word "said,"

The question was stated, Shall these words stand as parts of the fifth article?

And unanimously determined in the negative.

Mr. Rusk submitted the following amendment: Add the following as a new article:

ARTICLE 10. *It is agreed between the United States and the Camanche, the Kiowa, and Apache tribes of Indians that should it any time hereafter be considered by the United States as a proper policy to establish among and for the benefit of said Indians, it shall be discretionary with the President, by and with the advice and consent of the Senate, to change the annuities herein provided for, or any part thereof, into a fund for that purpose.*

The question was stated, Will the Senate advise and consent to the ratification of this article?

And it was unanimously determined in the affirmative.

No further amendment being proposed, the treaty was reported to the Senate and the amendments were unanimously concurred in.

Mr. Sebastian submitted the following resolution:

Resolved (two-thirds of the Senators present concurring), That the Senate advise and consent to the ratification of the articles of a treaty made and concluded at Fort Atkinson, in the Indian Territory of the United States of America, on the 27th day of July, anno Domini 1853, between the United States of America (by Thomas Fitzpatrick, Indian agent and sole commissioner, duly appointed for that purpose) and the Camanche and Kiowa and Apache tribes or nations of Indians inhabiting the said territory south of the Arkansas River, with the following amendments:

Strike out from the fifth article the following words:

"And whereas the United States of America have, by late treaty stipulations entered into with the Republic of Mexico, obligated themselves to protect and defend those provinces of the said Republic which lie contiguous to the boundaries of the United States from the depreda-

tions of the various Indian tribes dwelling within the jurisdiction of the United States, and to enforce a restitution of all Mexican prisoners held and retained by the said Indians; and to maintain the peace and security of the said provinces against all such hostile aggression: Therefore,"

In line 18 of the 5th article strike out the word "said."

Add the following as a new article:

ARTICLE X. *It is agreed between the United States and the Camanche, the Kiowa, and Apache tribes of Indians that should it at any time hereafter be considered by the United States as a proper policy to establish farms among and for the benefit of said Indians, it shall be discretionary with the President, by and with the advice and consent of the Senate, to change the annuities herein provided for, or any part thereof, into a fund for that purpose.*

The Senate, by unanimous consent, proceeded to consider the said resolution, and

On the question to agree thereto,

It was determined in the affirmative, { Yeas.....38
Nays..... 3

Those who voted in the affirmative are,

Messrs. Allen, Atchison, Bell, Brown, Cass, Clayton, Dixon, Dodge of Wisconsin, Dodge of Iowa, Evans, Everett, Fish, Fitzpatrick, Foot, Geyer, Gwin, Hamlin, Hunter, James, Johnson, Jones of Iowa, Mason, Morton, Pettit, Pratt, Rusk, Sebastian, Seward, Shields, Slidell, Stuart, Sumner, Toucey, Wade, Walker, Weller, Williams, Wright.

Those who voted in the negative are,

Messrs. Adams, Chase, Clay.

So the resolution was agreed to.

Ordered, That the Secretary lay this resolution before the President of the United States.

The stipulations of a treaty made and entered into at Table Rock, near Rogue river, in the Territory of Oregon, this tenth day of September, Anno Domini eighteen hundred and fifty-three, by and between Joel Palmer, superintendent of Indian affairs, and Samuel H. Culver, Indian agent, on the part of the United States, and the head men of the bands of the Rogue River tribe of Indians, on the part of said tribe, was read the second time and considered as in the Committee of the Whole.

Mr. Sebastian submitted the following amendment:

Add the following as a new article:

ARTICLE VII.—*It is agreed between the United States and the Rogue River tribe of Indians that, should it at any time hereafter be considered by the United States as a proper policy to establish farms among and for the benefit of said Indians, it shall be discretionary with the President, by and with the advice and consent of the Senate, to change the annuities herein provided for, or any part thereof, into a fund for that purpose.*

The question was stated, Will the Senate advise and consent to the ratification of this article?

And unanimously determined in the affirmative.

No further amendment being proposed, the treaty was reported to the Senate and the amendment was unanimously concurred in.

Mr. Sebastian submitted the following resolution:

Resolved (two-thirds of the Senators present concurring), That the Senate advise and consent to the ratification of the stipulations of a treaty made and entered into at Table Rock, near Rogue River, in the Terri-

tory of Oregon, this tenth day of September, anno Domini eighteen hundred and fifty-three, by and between Joel Palmer, superintendent of Indian affairs, and Samuel H. Culver, Indian agent, on the part of the United States, and Jo Aps-er-ka-har, principal chief; Sam To-qua-he-ar, and Jim Ana-chah-a-rah, subordinate chiefs, and others, head men of the bands of the Rogue River tribe of Indians, on the part of said tribe; with the following amendment:

Add the following as a new article:

ARTICLE VII.—*It is agreed between the United States and the Rogue River tribe of Indians that, should it at any time hereafter be considered by the United States as a proper policy to establish farms among and for the benefit of said Indians, it shall be discretionary with the President, by and with the advice and consent of the Senate, to change the annuities herein provided for, or any part thereof, into a fund for that purpose.*

Change Article VII to Article VIII.

The Senate, by unanimous consent, proceeded to consider the resolution; and

On the question to agree thereto,

It was determined in the affirmative, yeas 36.

Those who voted are,

Messrs. Allen, Atchison, Bell, Cass, Clay, Clayton, Evans, Everett, Fessenden, Fish, Fitzpatrick, Foot, Geyer, Gwin, Hamlin, Hunter, James, Johnson, Mason, Morton, Pettit, Pratt, Rusk, Sebastian, Seward, Shields, Slidell, Stuart, Sumner, Thompson of Kentucky, Toucey, Wade, Walker, Weller, Williams, Wright.

So the resolution was agreed to.

Ordered, That the Secretary lay this resolution before the President of the United States.

The stipulations of a treaty made and entered into on Cow Creek, Umpqua Valley, in the Territory of Oregon, this 19th day of September, A. D. 1853, by and between Joel Palmer, superintendent of Indian affairs, on the part of the United States, and the Cow Creek band of Umpqua tribe of Indians, were read the second time and considered as in Committee of the Whole.

Mr. Sebastian submitted the following amendment:

Add the following as a new article:

ARTICLE VII.—*It is agreed between the United States and the Cow Creek band of Umpqua tribe of Indians that, should it at any time hereafter be considered by the United States as a proper policy to establish farms among and for the benefit of said Indians, it shall be discretionary with the President, by and with the advise and consent of the Senate, to change the annuities herein provided for, or any part thereof, into a fund for that purpose.*

The question was stated, Will the Senate advise and consent to the ratification of this article?

And unanimously determined in the affirmative.

No further amendment being proposed, the treaty was reported to the Senate and the amendment was unanimously concurred in.

Mr. Sebastian submitted the following resolution:

Resolved, (two-thirds of the Senators present concurring), that the Senate advise and consent to the ratification of the stipulations of a treaty made and entered into on Cow Creek, Umpqua Valley, in the Territory of Oregon, this 19th day of September, A. D. 1853, by and between Joel Palmer, superintendent of Indian affairs, on the part of the United States, and Quin-ti-oo-san, or Bighead, principal chief, and

My-u-e-letta, or Jackson, and Tom, son of Quin-ti-oo-san, subordinate chiefs, on the part of the Cow Creek band of the Umpqua tribe of Indians; with the following amendment:

Add the following as a new article:

ARTICLE VII.—*It is agreed between the United States and the Cow Creek band of the Umpqua tribe of Indians that, should it at any time hereafter be considered by the United States as a proper policy to establish farms among and for the benefit of said Indians, it shall be discretionary with the President, by and with the advice and consent of the Senate to change the annuities herein provided for, or any part thereof, into a fund for that purpose.*

Change Article VII to Article VIII.

The Senate, by unanimous consent, proceeded to consider the said resolution; and on the question to agree thereto,

It was determined in the affirmative, yeas 36.

Those who voted are,

Messrs. Allen, Atchison, Bayard, Bell, Cass, Clay, Clayton, Evans, Everett, Fessenden, Fish, Foot, Geyer, Gwin, Hamlin, Hunter, James, Johnson, Mason, Morton, Pettit, Pratt, Rusk, Sebastian, Seward, Shields, Slidell, Smith, Stuart, Sumner, Toucey, Wade, Walker, Weller, Williams, Wright.

So the resolution was agreed to.

Ordered, That the Secretary lay this resolution before the President of the United States.

The Senate resumed, as in Committee of the Whole, the treaty between the United States of America and the Mexican Republic, concluded at the City of Mexico, the 30th day of December, in the year of our Lord 1853; and,

After debate,

On motion by Mr. Rusk that the vote on agreeing to his amendment of the 10th instant to insert certain words in the first article of the treaty be reconsidered,

It was unanimously determined in the affirmative.

On motion by Mr. Rusk, and by unanimous consent,

Ordered, That Mr. Rusk have leave to withdraw his said amendment.

Mr. Rusk submitted the following amendment:

Insert the following in the first section in lieu of the words stricken out:

be as follows: Beginning at the point of the Rio Grande, where the parallel 31° 47' of north latitude crosses the same, thence due west one hundred miles, thence south twenty English miles, thence west to 111th meridian of longitude west from Greenwich, thence in a straight line to a point on the Colorado River twenty English miles below the junction of the Gila and Colorado Rivers, thence up the middle of the said river Colorado until it intersects the present line between the United States and Mexico.

The question was stated, Shall these words stand as part of the first article?

And it was determined in the affirmative, { Yeas 30
Nays 13

Those who voted in the affirmative are,

Messrs. Adams, Allen, Atchison, Bell, Bright, Brown, Clay, Clayton, Dodge of Wisconsin, Dodge of Iowa, Douglas, Evans, Everett, Fitzpatrick, Hunter, James, Johnson, Jones of Iowa, Mason, Morton, Pratt, Rusk, Sebastian, Seward, Slidell, Smith, Toucey, Weller, Williams, Wright.

Those who voted in the negative are,
Messrs. Bayard, Chase, Fessenden, Fish, Foot, Geyer, Gwin, Pettit, Shields, Stuart, Sumner, Thompson of Kentucky, Walker.

So two-thirds having voted to insert those words they were inserted.

On motion by Mr. Rusk to strike out the second article of the treaty in the following words:

“ARTICLE II.—With the like desire to maintain the most perfect peace and friendly relations between both countries, it has been agreed that, to remove all occasion of dispute on account of reclamations to the present date founded on alleged Indian incursions, and to avoid all contest upon the true spirit and intention of the obligation stipulated in the eleven article of the treaty of Guadalupe, the same has been and is hereby abolished and annulled. The Government of the United States agrees, notwithstanding this abrogation and annulment, to provide such additional laws and regulations as the subject may in good faith require, making it a highly penal offense on the part of any inhabitant of the United States, or the Territories thereof, to purchase or receive horses, mules, cattle, or property of any kind, knowing the same to have been stolen within the limits of Mexican territory by Indians, or by any other persons; and furthermore, agrees to return, on demand, to their legitimate owners what may have been recovered by the authorities of the United States. And in the event of any person or persons captured upon Mexican territory being carried within the boundaries of the United States, the Government of the latter engages to use every fair and reasonable means that the nature and circumstances of the case will admit to rescue and return such captives to their own country, or deliver them to an agent or representative of the Mexican Government, requiring simply the repayment to the officer or agent of the United States, who may so deliver or return them, the expenses incurred in the maintenance and transmission of the rescued captives. Finally, the Government of the United States promises that on any occasion she may have to remove the Indians from any part of her territory, or to settle thereupon her own citizens, especial care shall be taken not to place said Indians under necessity of seeking new homes by means of incursions into the Mexican territory.”

The question was stated, Will the Senate advise and consent to the ratification of this article?

And it was determined in the negative, nays 41.

Those who voted are,

Messrs. Adams, Allen, Atchison, Bayard, Bell, Bright, Brown, Chase, Clay, Clayton, Dodge of Wisconsin, Dodge of Iowa, Everett, Fessenden, Fish, Fitzpatrick, Foot, Geyer, Gwyn, Hunter, James, Johnson, Jones of Iowa, Mason, Morton, Pettit, Pratt, Rusk, Sebastian, Seward, Shields, Slidell, Smith, Stuart, Sumner, Thompson of Kentucky, Toucey, Walker, Weller, Williams, Wright.

So two-thirds not having voted for the ratification of this article, it was stricken out of the treaty.

Mr. Clayton submitted the following amendment:

Insert the following as Article II in lieu of Article II stricken out:

ARTICLE II. *The Government of Mexico hereby releases the United States from all liability on account of the obligations contained in the eleventh article of the treaty of Guadalupe-Hidalgo, and the said article and the thirty-third article of the treaty of amity, commerce, and navigation between the United States of America and the Mexican States, concluded at Mexico on the fifth day of April, 1831, are hereby abrogated.*

The question was stated, Will the Senate advise and consent to the ratification of this article?

And it was determined in the affirmative, { Yeas 39
Nays 3

Those who voted in the affirmative are,

Messrs. Adams, Allen, Atchison, Bayard, Bell, Bright, Brown, Clay, Clayton, Dodge of Wisconsin, Dodge of Iowa, Douglas, Evans, Everett, Fessenden, Fish, Fitzpatrick, Foot, Geyer, Gwin, Hunter, James, Johnson, Jones of Iowa, Mason, Morton, Pratt, Rusk, Sebastian, Seward, Shields, Slidell, Smith, Stuart, Toucey, Walker, Weller, Williams, Wright.

Those who voted in the negative, are

Messrs. Chase, Pettit, Sumner.

So two-thirds having voted to ratify this article it was inserted.

On motion by Mr. Rusk to strike out articles 3 and 4 of the treaty as follows:

“ARTICLE III.—In consideration of the grants received by the United States, and the obligations relinquished by the Mexican Republic, pursuant to this treaty, the former agree to pay to the latter the sum of fifteen millions of dollars in gold or silver coin at the Treasury at Washington, one-fifth of the amount on the exchange of ratifications of present treaty at Washington, and the remaining four-fifths in monthly installments of three millions each, with interest at the rate of six per cent. per annum until the whole be paid, the Government of the United States reserving the right to pay up the whole sum of fifteen millions at earlier date as may be to her convenient.

“The United States also agree to assume all the claims of their citizens of whatever right, title or foundation which may have arisen since the date of the signature of the treaty of Guadalupe, or which may not have been provided for therein, or of any corporation, company or citizen of the same, including the claim of the so-called concession to Garay, whose lawful existence Mexico does not recognize, even as implied, thus extinguishing this among the other claims of citizens of United States against the Republic of Mexico, said United States obliging themselves not to make any payment on account of the so-called concession to Garay, without having previously delivered to the agent of the Mexican Government, accredited at Washington, all the evidence and documents used by the holders of said concession in establishing their rights and claims legally relinquished in favor of Mexico by such holders and claimants; and it is agreed in the reciprocal release of obligations that the Mexican Republic exonerates the United States of America from all claims of Mexico or Mexican citizens which may have arisen since the date of the treaty of Guadalupe, so that each Government, in the most formal and effective manner, shall be exempted and exonerated of all obligations to each other respectively; whether of themselves or in behalf of their respective citizens up to the date of the signature of the present treaty.

“ARTICLE IV. The Government of the United States shall organize a board of commissioners, which shall meet in the city of Washington or of Mexico, as the President of the United States may direct, within one year from the date of the exchange of the ratifications of this treaty, for the purpose of examining and deciding the claims assumed by the United States in the preceding article, according to the principles of justice, the law of nations, and the treaty in force between the two Governments, and whose awards shall be final and conclusive, and the United

States, exonerating Mexico from all demands on account of the claims of their citizens mentioned in the preceding article, and considering them entirely and forever canceled, whatever their amount, undertake to make satisfaction for the same, in a sum not exceeding five millions of dollars. And if, for the purpose of discharging their duties, the board of commissioners should meet in the capital of the Mexican Republic, the Government of the same will afford all necessary protection for the continued pacific exercise of its functions, and will extend every facility in the furnishing to the commissioners and claimants all such documents establishing their rights as they might require, and which may be within the extent of its reach to supply."

The question was stated, Will the Senate advise and consent to the ratification of these articles? and

It was unanimously determined in the negative.

So the said articles were stricken from the treaty.

Mr. Rusk submitted the following amendment:

Insert the following as Article III:

ARTICLE III. In consideration of the foregoing stipulations the Government of the United States agrees to pay to the Government of Mexico, in the city of New York, the sum of seven millions of dollars, five millions of which shall be paid immediately upon the exchange of the ratifications of this treaty, and the remaining two millions as soon as the boundary line shall be surveyed, marked, and established.

The question was stated, Will the Senate advise and consent to the ratification of this article?

And it was determined in the affirmative, { Yeas..... 30
Nays 13

Those who voted in the affirmative are,

Messrs. Adams, Allen, Atchison, Brown, Clay, Clayton, Dodge of Wisconsin, Dodge of Iowa, Douglas, Evans, Everett, Fitzpatrick, Geyer, Gwin, Hunter, James, Johnson, Jones of Iowa, Mason, Morton, Pratt, Rusk, Sebastian, Slidell, Thompson of Kentucky, Toucey, Walker, Weller, Williams, Wright.

Those who voted in the negative are,

Messrs. Bayard, Bell, Bright, Chase, Fessenden, Fish, Foot, Pettit, Seward, Shields, Smith, Stuart, Sumner.

So two-thirds having voted in favor of the ratification of this article, it was inserted in the treaty.

On motion by Mr. Gwin to strike out the 8th article of the treaty, as follows:

"ARTICLE VIII. The two high contracting powers, fully impressed that under the auspices of peace, and upon the basis of mutual good faith and of the respect which nations reciprocally owe, it is that their prosperity and well-being increase, especially when from vicinity their interests grow to be mingled and identified; and recognizing the reciprocal obligations of civilized Governments and the acknowledged provisions of the laws of nations, agree by the present, in proof of that entire confidence which they mutually entertain, and of that friendship which they desire to be as perfect, unalterable, and complete as possible; that whenever the tranquillity and interior repose of either country shall be threatened or disturbed by unlawful invasions of any of the citizens or subjects of either power against the territory of the other, respectively, they will cheerfully co-operate in their endeavors to suppress all such attempts. They mutually and especially obligate themselves in all cases of such lawless enterprises which may not have been prevented

through the civil authorities before formation, to aid with the naval and military forces, on due notice being given by the aggrieved party of the aggressions of the citizens and subjects of the other, so that the lawless adventurers may be pursued and overtaken on the high seas, their elements of war destroyed, and the deluded captives held responsible in their persons, and meet with the merited retribution inflicted by the laws of nations against all such disturbers of the peace and happiness of contiguous and friendly powers. It being understood that in all cases of successful pursuit and capture, the delinquents so captured shall be judged and punished by the Government of that nation to which the vessel capturing them may belong conformably to the laws of each nation."

The question was stated, Will the Senate advise and consent to the ratification of this article?

And it was determined in the negative, { Yeas 22
Nays 16

Those who voted in the affirmative are,

Messrs. Adams, Bright, Clayton, Evans, Everett, Fessenden, Fitzpatrick, Foot, Geyer, Hunter, Johnson, Mason, Morton, Pettit, Pratt, Rusk, Seward, Slidell, Thompson of Kentucky, Toucey, Williams, Wright.

Those who voted in the negative are,

Messrs. Allen, Atchison, Bayard, Bell, Brown, Clay, Dodge of Wisconsin, Dodge of Iowa, Douglas, Fish, Gwin, Jones of Iowa, Shields, Stuart, Walker, Weller.

So two-thirds not having voted to retain, this article is stricken out.

On motion by Mr. Gwin to strike out the 9th article of the treaty as follows:

"ARTICLE IX. Should there at any future period (which God forbid) occur any disagreements between the two nations which might lead to a rupture of their relations and reciprocal peace, they bind themselves in like manner to procure by every possible method the adjustment of every difference; and should they still in this manner not succeed, never will they proceed to a declaration of war without having previously paid attention to what has been set forth in article twenty-one of the treaty of Guadalupe for similar cases; which article, as well as the twenty-second, is here reaffixed."

The question was stated, Will the Senate advise and consent to the the ratification of this article?

And it was determined in the affirmative, { Yeas 25
Nays 10

Those who voted in the affirmative are,

Messrs. Adams, Allen, Bell, Bright, Clayton, Dodge of Wisconsin, Dodge of Iowa, Evans, Everett, Fessenden, Fish, Foot, James, Jones, Mason, Morton, Pettit, Pratt, Rusk, Seward, Shields, Smith, Thompson of Kentucky, Williams, Wright.

Those who voted in the negative are,

Messrs. Atchison, Bayard, Brown, Clay, Fitzpatrick, Johnson, Slidell, Stuart, Walker, Weller.

So two thirds having voted for the ratification of this article, it was not stricken out.

On motion by Mr. Bright,

The Senate adjourned.

THURSDAY, APRIL 13, 1854.

Mr. Mason, from the Committee on Foreign Relations, to whom was referred, the 10th instant, the memorial of Charles Dubois de Suchet and others, by J. M. Carlisle, his attorney in fact, submitted for consideration the recommendation that it be returned to the said attorney.

The articles of agreement and convention made and concluded at the city of Washington this 16th day of March, 1854, by George W. Manypenny, as commissioner on the part of the United States, and the following-named chiefs of the Omaha tribe of Indians, were read the second time, and considered as in Committee of the Whole.

On the question to agree to the amendment reported by the Committee on Indian Affairs, to wit:

Insert the following as an additional article :

ARTICLE 16. *It is agreed between the United States and this nation of Indians, that should it at any time hereafter be considered by the United States as a proper policy to establish farms among and for the benefit of said Indians it shall be discretionary with the President, by and with the advice and consent of the Senate, to change the annuities herein provided for, or any part thereof, into a fund for that purpose.*

The question was stated, Will the Senate advise and consent to the ratification of this article?

And it was unanimously determined in the affirmative.

Mr. Sebastian submitted the following amendments :

Article 1, line 4, strike out the words "or outside of"; Article 1, line 4, after the word "them" where it occurs in the second place, insert the following: *Embracing the most settled and populous part of the ceded territory.*

Article 6. At the end thereof insert the following :

And it is further agreed that such Indians, heads of families, as may desire to remain and are settled upon the ceded territory, shall be permitted to do so by signifying his intention to the agent of the United States within six months from the final ratification of this treaty, and he or she shall thereupon be entitled to a like reservation, and upon the same conditions and with like privileges and immunities as provided for in the preceding part of this article

The question was stated on each amendment and unanimously determined in the affirmative.

No further amendment being proposed, the treaty was reported to the Senate, and the amendments were unanimously concurred in.

Mr. Sebastian submitted the following resolution :

Resolved (two-thirds of the Senators present concurring), That the Senate advise and consent to the ratification of the articles of agreement and convention made and concluded at the city of Washington this 16th day of March, one thousand eight hundred and fifty-four, by George W. Manypenny as commissioner on the part of the United States, and the following named chiefs of the Omaha tribe of Indians, viz: Shon-ga-ska, or Logan Fontenelle; E-sta-mah-za, or Joseph Le Flesche; Gra-tah-nah-je, or Standing Hawk; Gah-he-ga-gin-gah, or Little Chief; Tah-wah-gah-ha, or Village Maker; Wah-no-ke-ga, or Noise; So-da-nah-ze, or Yellow Smoke, they being thereto duly authorized by said tribe with the following amendments:

Article 1, line 4, strike out the words "or outside of."

Article 1, line 4, after the word "them" where it occurs in the second place, insert the following: *Embracing the most settled and populous part of the ceded territory.*

Article 6.—At the end thereof insert the following.

And it is further agreed that such Indians, heads of families as may desire to remain, and are settled upon the ceded territory, shall be permitted to do so by signifying his intention to the agent of the United States within six months from the final ratification of this treaty, and he or she shall thereupon be entitled to a like reservation and upon the same conditions and with like privileges and immunities as provided for in the preceding part of this article.

Add the following as a new article :

ARTICLE 16. *It is agreed between the United States and this nation of Indians that should it at any time hereafter be considered by the United States as a proper policy to establish farms among and for the benefit of said Indians, it shall be discretionary with the President, by and with the advice and consent of the Senate, to change the annuities herein provided for, or any part thereof, into a fund for that purpose.*

The Senate, by unanimous consent, proceeded to consider the said resolution, and unanimously agreed thereto,

Ordered, That the Secretary lay the said resolution before the President of the United States.

The articles of agreement and convention made and concluded at the city of Washington this 15th day of March, 1854, by George W. Manypenny, as commissioner on the part of the United States, and the following named chiefs of the confederated tribes of the Otoe and Missouri Indians were read the second time, and considered as in the Committee of the Whole.

On the question to agree to the amendment reported by the Committee on Indian Affairs, to wit :

Insert the following as an additional article :

ARTICLE 14. *It is agreed between the United States and this nation of Indians that should it at any time hereafter be considered by the United States as a proper policy to establish farms among and for the benefit of said Indians, it shall be discretionary with the President, by and with the advice and consent of the Senate, to change the annuities hereafter provided for, or any part thereof, into a fund for that purpose.*

The question was stated, Will the Senate advise and consent to the ratification of this article ?

And it was unanimously determined in the affirmative.

Mr. Sebastian submitted the following amendment :

Article 6. At the end thereof insert the following: *And it is further agreed that such Indians, heads of families, as may desire to remain and are settled upon the ceded territory shall be permitted to do so by signifying his intention to the agent of the United States within six months from the final ratification of this treaty, and he or she shall thereupon be entitled to a like reservation and upon the same conditions and with like privileges and immunities as provided for in the preceding part of this article.*

The question was stated, Shall these words stand as part of the 6th article ?

And it was unanimously determined in the affirmative.

No further amendment being proposed, the treaty was reported to the Senate and the amendments were unanimously concurred in.

Mr. Sebastian submitted the following resolution :

Resolved (two-thirds of the Senators present concurring), That the Senate advise and consent to the ratification of the articles of agreement and convention made and concluded at the city of Washington this 15th

day of March, 1854, by George W. Manypenny, as commissioner on the part of the United States, and the following named chiefs of the confederate tribes of the Otoe and Missouri Indians, viz: Ar-ke-kee-tah, or Stay by it; Heh-cah-po, or Kickapoo; Shaw-ka-haw-wa, or Medicine Horse; Mi-ar-ke-tah-hun-she, or Big Soldier; Cha-won-a-kee, or Buffalo Chief; Ah-hah-che-ke-saw-ke, or Missouri Chief; and Missouri Chief; and Maw-thra-ti-ne, or White Water, they being thereto duly authorized by said confederate tribes, with the following amendments:

Article 6. At the end thereof insert the following: *And it is further agreed that such Indians, heads of families, as may desire to remain and are settled upon the ceded territory shall be permitted to do so by signifying his intention to the agent of the United States within six months from the final ratification of this treaty, and he or she shall thereupon be entitled to a like reservation and upon the same conditions and with like privileges and immunities as provided for in the preceding part of this article.*

Add the following as a new article:

ARTICLE 14. *It is agreed between the United States and this nation of Indians that should it at any time hereafter be considered by the United States as a proper policy to establish farms among and for the benefit of said Indians, it shall be discretionary with the President, by and with the advice and consent of the Senate, to change the annuities herein provided for, or any part thereof, into a fund for that purpose.*

The Senate, by unanimous consent, proceeded to consider the said resolution, and unanimously agreed thereto.

Ordered, That the Secretary lay the said resolution before the President of the United States.

The Senate resumed, as in Committee of the Whole, the treaty between the United States of America and the Mexican Republic, concluded at the city of Mexico the 30th day of December, in the year of our Lord 1853; and

After debate,

On motion the Senate adjourned.

MONDAY, APRIL 17, 1854.

On motion by Mr. Sebastian,

That the vote of the 13th instant on agreeing to the resolution of ratification of the articles of agreement and convention with the Omaha tribe of Indians be reconsidered,

It was unanimously determined in the affirmative.

On motion by Mr. Sebastian that the votes of the Senate of the 13th instant on agreeing to the several amendments to the articles of agreement and convention with the Omaha Indians be reconsidered,

It was unanimously determined in the affirmative.

On motion by Mr. Sebastian that he have leave to withdraw all of said amendments,

It was unanimously determined in the affirmative.

On motion by Mr. Sebastian,

The Senate, as in Committee of the Whole, resumed the consideration of the said articles of agreement and convention with the Omaha Indians.

Mr. Sebastian submitted the following amendment: Article 3, line 3, strike out "1851" and insert 1852.

The questions on striking out and inserting were respectively stated, and unanimously determined in the affirmative.

No further amendment being made, the articles of agreement and convention were reported to the Senate and the amendment was unanimously agreed to.

Mr. Sebastian submitted the following resolution :

Resolved (two-thirds of the Senators present concurring), That the Senate advise and consent to the ratification of the articles of agreement and convention made and concluded at the city of Washington this sixteenth day of March, one thousand eight hundred and fifty-four, by George W. Manypenny, as commissioner on the part of the United States, and the following named chiefs of the Omaha tribe of Indians, viz : Shon-ga-ska, or Logan Fontenelle; E-sta-Ma-za, or Joseph Le Flesche; Gra-Tah-Nah-Je, or Standing Hawk; Gah-He-Ga-Gin-Gah, or Little Chief; Tah-Wah-Gah-ha, or Village Maker; Wah-No-Ke-Ga, or Noise; So-da-nah-ze, or Yellow Smoke, they being thereto duly authorized by said tribe, with the following amendment :

Article 3, line 3, strike out "1851" and insert 1852.

The Senate, by unanimous consent, proceeded to consider the said resolution, and unanimously agreed thereto.

Ordered, That the Secretary lay this resolution before the President of the United States.

On motion by Mr. Sebastian that the vote of the 13th instant on agreeing to the resolution of ratification of the articles of agreement and convention with the confederate tribes of the Otoe and Missouri Indians be reconsidered,

It was unanimously determined in the affirmative.

On motion by Mr. Sebastian that the votes of the Senate of the 13th instant on agreeing to the several amendments to the articles of agreement and convention with the confederate tribes of the Ottoe and Missouri Indians be reconsidered,

It was unanimously determined in the affirmative.

On motion by Mr. Sebastian that the votes of the Senate of the 13th instant on agreeing to the several amendments to the articles of agreement and convention with the confederate tribes of the Ottoe and Missouri Indians be reconsidered,

It was unanimously determined in the affirmative.

On motion by Mr. Sebastian that he have leave to withdraw all of said amendments,

It was unanimously determined in the affirmative.

On motion by Mr. Sebastian,

The Senate, as in Committee of the Whole, resumed the consideration of the articles of agreement and convention with the confederate tribes of the Ottoe and Missouri Indians, and no amendment being made, they were reported to the Senate.

Mr. Sebastian submitted the following resolution :

Resolved (two-thirds of the Senate present concurring), That the Senate advise and consent to the ratification of the articles of agreement and convention made and concluded at the city of Washington, this fifteenth day of March, 1854, by George W. Manypenny, as commissioner on the part of the United States, and the following-named chiefs of the confederate tribes of the Ottoe and Missouri Indians, viz : Ar-ke-kee tah, or Stay by it; Heh-cah-Po, or Kickapoo; Shaw-ka-haw-wa, or Medicine Horse; Mi-ar-ke-tah-hun-she, or Big Soldier; Cha-won-a-kee, or Buffalo Chief; Ah-hah-che-ke-saw-ke, or Missouri Chief; and Maw-thra-ti-ne, or White Water, they being thereto fully authorized by said confederate tribes.

The Senate, by unanimous consent, proceeded to consider the said resolution and unanimously agreed thereto.

Ordered, That the Secretary lay this resolution before the President of the United States.

The following messages were received from the President of the United States, by Mr. Webster, his secretary :

To the Senate of the United States :

I hereby nominate James L. Guest to be deputy postmaster at Columbia, in the county of Maury and State of Tennessee, in place of Littlebury H. Wilcox, removed.

FRANKLIN PIERCE.

EXECUTIVE CHAMBER, *April 12, 1854.*

To the Senate of the United States :

I transmit herewith a report from the Secretary of State in reply to the resolution of the Senate adopted in executive session yesterday.

FRANKLIN PIERCE.

WASHINGTON, *April 13, 1856.*

The messages were read.

On motion by Mr. Rusk,

The Senate, by unanimous consent, proceeded to consider the nomination of James L. Guest; and

Resolved, That the Senate advise and consent to his appointment, agreeably to the nomination.

Ordered, That the message in reply to the resolution of the 12th instant lie on the table.

Mr. Dodge, of Iowa, from the Committee on Public Lands, to whom were referred, the 17th January, the nominations of John R. Jones, and on the twenty-seventh March that of John C. Claiborne, reported.

Whereupon

Resolved, That the Senate advise and consent to the appointment of the said persons, agreeably to their nominations respectively.

Mr. Dodge, of Iowa, from the Committee on Public Lands, to whom were referred, the 16th January, the nominations of Samuel M. Hawkins, John O. Henning, John C. Hebard, Damon Hauser, James M. Gould, Arthur J. Gallagher, Henry L. Garland, Francis P. Ferriera, Albert G. Ellis, Fielding L. Dowsing, John Cunningham, John W. Culbertson, Drury Bynum, John A. Bryan, Theodore W. Brevard, Abraham Brawley, Joseph Bell, Elias E. Buckner, George M. Beattie, and Ottis Hoyt; on the 17th January those of Leland Wright, Thomas A. Walker, Jonas Whitney, David C. Tuttle, James Thompson, James Talbott, Robert L. Tidrick, Joel C. Squires, Alexander Snodgrass, Theodore Sherer, John F. Read, Theodore Rodolf, Benjamin H. Mooers, Calvin W. Ruter, Patrick Quigley, Henry Plowman, James S. McGinnis, Edmund W. Martin, George McHenry, Cyrus K. Lord, Nathan W. Landis, Jacob H. Kimball, and on the 31st March that of Thomas B. English, reported.

Mr. Hamlin, from the Committee on Commerce, to whom was referred, the 24th February, the nomination of Thomas Bacon, reported.

The Senate resumed, as in Committee of the Whole, the treaty between the United States of America and the Mexican Republic, concluded at the city of Mexico the thirtieth December, in the year of our Lord 1853; and

After debate,

Mr. Bell submitted the following amendment:

Add the following as a new article:

ARTICLE —. *The Mexican Government having entered into a contract with the mixed company of A. G. Sloo and others, on the 5th day of February, 1853, for the early construction of a plank and railroad across the Isthmus of Tehuantepec, and to secure the stable benefits of said transit way to the persons and merchandise of the citizens of Mexico and the United States, it is stipulated that neither Government will interpose any obstacle to the transit of persons and merchandise of both nations; and at no time shall higher charges be made on the transit of persons and property of citizens of the United States than may be made on the persons and property of citizens of the United States than may be made on the persons and property of other foreign nations, nor shall any interest in said transit way, nor in the proceeds thereof, be transferred to any foreign Government.*

The transit company shall have the power to transport across the Isthmus, in closed bags, the mails of the United States not intended for distribution along the line of communication; also the effects of the United States Government and its citizens, which may be intended for transit and not for distribution on the Isthmus, free of custom-house or other charges by the Mexican Government. Neither passports nor letters of security will be required of persons crossing the Isthmus and not remaining in the country.

When the said company shall have completed the construction of the railroad the Mexican Government agrees to open a port of entry, in addition to the port of Vera Cruz, at or near the mouth of the Coatzacoalcas River.

The two Governments will enter into arrangements for the prompt transit of troops and munitions of the United States which that Government may have occasion to send from one part of its territory to another lying on opposite sides of the continent.

The Mexican Government having agreed in its contract with the before-mentioned company to protect with its whole power the prosecution, preservation, and security of the work, the United States may extend its protection as it shall judge wise to the company, in the construction and completion of the road and the enjoyment of their privileges when it may feel sanctioned and warranted by the public or international law.

The question was stated, Will the Senate advise and consent to the ratification of this article?

And it was determined in the negative, { Yeas..... 22
Nays 17

Those who voted in the affirmative are,

Messrs. Bell, Brodhead, Clay, Clayton, Douglas, Fitzpatrick, Foot, Geyer, Gwin, James, Jones of Iowa, Rusk, Sebastian, Seward, Slidell, Smith, Thompson of Kentucky, Thomson of New Jersey, Toombs, Walker, Weller, Wright.

Those who voted in the negative are,

Messrs. Adams, Allen, Atchison, Brown, Cass, Chase, Dodge of Wisconsin, Dodge of Iowa, Evans, Everett, Fish, Hamlin, Mason, Pettit, Shields, Stuart, Sumner.

So, two-thirds not voting in the affirmative, the amendment was not agreed to.

No further amendment being proposed, the treaty was reported to the Senate.

Mr. Fish submitted the following amendment:

In the first article as amended, strike out the words "at the point on the Rio Grande," and insert in lieu thereof the following words: *in the Gulf of Mexico, three leagues from land, opposite the mouth of the Rio*

Grande, as provided in the fifth article of the treaty of Guadalupe-Hidalgo; thence, as defined in the said article, up the middle of that river to the point.

The question was stated, Shall the words proposed to be stricken out stand as part of the article?

And it was unanimously determined in the negative.

The question was stated, Shall the words proposed to be inserted stand as part of the article?

And it was unanimously determined in the affirmative.

On motion by Mr. Weller to agree to all the amendments made in Committee of the Whole, with the exception of those made to the first article, and of the new article agreed to as Article III,

The question, by unanimous consent, was stated, Will the Senate advise and consent to all the amendments made in Committee of the Whole to this treaty, with the exception of the first article and third new article as above stated?

And it was determined in the affirmative, { Yeas 41
Nays 4

Those who voted in the affirmative are,

Messrs. Adams, Allen, Atchison, Bayard, Bright, Brodhead, Brown, Butler, Cass, Clay, Clayton, Dodge of Wisconsin, Dodge of Iowa, Douglas, Evans, Everett, Fessenden, Fish, Fitzpatrick, Foot, Geyer, Gwin, Hamlin, James, Johnson, Jones of Iowa, Mallory, Mason, Morton, Rusk, Sebastian, Seward, Shields, Slidell, Smith, Thompson of Kentucky, Thomson of New Jersey, Toombs, Walker, Weller, Wright.

Those who voted in the negative are,

Messrs. Chase, Pettit, Stuart, Sumner.

So, two-thirds having voted in the affirmative, the amendments as stated were agreed to.

On the question to agree to the amendments made to the first article,

The question was stated, Shall the words stricken out of the first article in Committee of the Whole stand as part of that article?

And it was unanimously determined in the negative.

The question was then stated, Shall the following words, proposed to be inserted in lieu of the words stricken out, stand as part of the first article?

be as follows: Beginning on the Gulf of Mexico, three leagues from land, opposite the mouth of the Rio Grande, as provided in the fifth article of the treaty of Guadalupe-Hidalgo; thence, as defined in the said article, up the middle of that river to the point where the parallel of thirty-one degrees and forty-seven minutes north latitude crosses the same; thence due west one hundred miles; thence south twenty English miles; thence west to the one hundred and eleventh meridian of longitude west from Greenwich; thence in a straight line to a point on the Colorado River twenty English miles below the junction of the Gila and Colorado Rivers; thence up the middle of the said river Colorado until it intersects the present line between the United States and Mexico,

And it was determined in the affirmative, { Yeas 34
Nays 11

Those who voted in the affirmative are,

Messrs. Adams, Allen, Atchison, Bayard, Bell, Bright, Brodhead, Brown, Cass, Clay, Dodge of Wisconsin, Dodge of Iowa, Douglas, Evans, Everett, Fessenden, Fitzpatrick, Hamlin, Johnson, Jones of Iowa, Mallory, Mason, Morton, Rusk, Sebastian, Seward, Slidell, Smith, Thompson of Kentucky, Thomson of N. Jersey, Toombs, Weller, Wright.

Those who voted in the negative are,

Messrs. Butler, Chase, Fish, Foot, Geyer, Gwin, Pettit, Shields, Stuart, Sumner, Walker.

So, two-thirds having voted in the affirmative, those words were inserted in the first article.

On motion by Mr. Gwin to amend the new third article as agreed to in Committee of the Whole, by striking out the words "seven millions" and inserting *ten millions* in lieu thereof,

The question was stated, Shall the words proposed to be stricken out stand as part of the article?

And it was determined in the affirmative, { Yeas 34
Nays 12

Those who voted in the affirmative are,
Messrs. Adams, Allen, Bayard, Bright, Brodhead, Brown, Butler, Cass, Clayton, Dodge of Wisconsin, Dodge of Iowa, Douglas, Evans, Everett, Fessenden, Fitzpatrick, Foot, Geyer, Hamlin, Johnson, Jones of Iowa, Mason, Morton, Rusk, Sebastian, Slidell, Smith, Thompson of Kentucky, Thomson of New Jersey, Toombs, Wade, Walker, Weller, Wright.

Those who voted in the negative are,
Messrs. Atchison, Bell, Chase, Clay, Fish, Gwin, Mallory, Pettit, Seward, Shields, Stuart, Sumner.

So, two-thirds having voted to retain those words, they were not stricken out.

On motion by Mr. Bayard to amend the said new third section by striking out the words "five millions" and the words "two millions" and inserting in lieu of each the words *one half*,

The question was stated, Shall the words proposed to be stricken out stand as part of the article?

And it was determined in the negative, { Yeas 34
Nays 13

Those who voted in the affirmative are,
Messrs. Adams, Allen, Atchison, Bell, Bright, Cass, Clay, Dodge of Wisconsin, Dodge of Iowa, Douglas, Evans, Everett, Fessenden, Fitzpatrick, Gwin, Hamlin, James, Johnson, Jones of Iowa, Mallory, Mason, Morton, Pettit, Rusk, Sebastian, Seward, Slidell, Smith, Thompson of Kentucky, Thomson of N. Jersey, Toombs, Wade, Weller, Wright.

Those who voted in the negative are,
Messrs. Bayard, Brodhead, Brown, Butler, Chase, Clayton, Fish, Foot, Geyer, Shields, Stuart, Sumner, Walker.

So, two-thirds having voted to retain those words, they were not stricken out.

On the question to agree to the new third article adopted in Committee of the Whole,

The question was stated, Will the Senate advise and consent to the ratification of this article? as follows :

ARTICLE III.—In consideration of the foregoing stipulations, the Government of the United States agrees to pay to the Government of Mexico, in the city of New York, the sum of seven millions of dollars, five millions of which shall be paid immediately upon the exchange of the ratifications of this treaty, and the remaining two millions as soon as the boundary line shall be surveyed, marked, and established,

It was determined in the affirmative, { Yeas 35
Nays 9

Those who voted in the affirmative are,
Messrs. Adams, Allen, Atchison, Bell, Bright, Brown, Cass, Clay, Clayton, Dodge of Wisconsin, Dodge of Iowa, Douglas, Evans, Everett, Fessenden, Fish, Fitzpatrick, Geyer, James, Johnson, Jones of Iowa, Mallory, Mason, Morton, Rusk, Sebastian, Slidell, Smith, Thompson of

Kentucky, Thomson of N. Jersey, Toombs, Wade, Walker, Weller, Wright.

Those who voted in the negative are,
Messrs. Bayard, Butler, Chase, Foot, Pettit, Seward, Shields, Stuart, Sumner.

So, two-thirds having voted in the affirmative, the said third article was agreed to.

Mr. Bell submitted the following amendment:

Add the following as a new article:

ARTICLE 9.—*The Mexican Government having authorized the early construction of a plank and rail road across the Isthmus of Tehuantepec, and to secure the stable benefits of said transit way to the persons and merchandise of the citizens of Mexico and the United States it is stipulated that neither Government will interpose any obstacle to the transit of persons and merchandise of both nations, and at no time shall higher charges be made on the transit of persons and property of citizens of the United States than may be made on the persons and property of other foreign nations, nor shall any interest in said transit way, nor in the proceeds thereof, be transferred to any foreign Government.*

The United States, by its agents, shall have the right to transport across the Isthmus, in closed bags, the mails of the United States not intended for distribution along the line of communication; also the effects of the United States Government and its citizens, which may be intended for transit and not for distribution on the Isthmus, free of custom house or other charges by the Mexican Government. Neither passports nor letters of security will be required of persons crossing the Isthmus and not remaining in the country.

When the construction of the railroad shall be completed the Mexican Government agrees to open a port of entry in addition to the port of Vera Cruz, at or near the mouth of the Coatzacoalcas River.

The two Governments will enter into arrangements for the prompt transit of troops and munitions of the United States which that Government may have occasion to send from one part of its territory to another, lying on opposite sides of the continent.

The Mexican Government having agreed to protect with its whole power the prosecution, preservation, and security of the work, the United States may extend its protection, as it shall judge wise, to it, when it may feel sanctioned and warranted by the public or international law.

The question was stated, Will the Senate advise and consent to the ratification of this article?

And it was determined in the negative, { Yeas 28
Nays 18

Those who voted in the affirmative are,

Messrs. Bayard, Bell, Brodhead, Brown, Clay, Clayton, Douglas, Fitzpatrick, Foot, Geyer, Gwin, James, Johnson, Jones of Iowa, Mallory, Morton, Rusk, Sebastian, Seward, Slidell, Smith, Thompson of Kentucky, Thomson of New Jersey, Toombs, Wade, Walker, Weller, Wright.

Those who voted in the negative are,

Messrs. Adams, Allen, Atchison, Bright, Butler, Cass, Chase, Dodge of Wisconsin, Dodge of Iowa, Evans, Everett, Fish, Hamlin, Mason, Pettit, Shields, Stuart, Sumner.

So, two-thirds not having voted in the affirmative, the amendment was not agreed to.

Mr. Mason submitted the following amendment:

Article 10. Strike out the words "four months" and insert *six months*.

The question was stated, Shall the words proposed to be stricken out stand as part of the article?

And it was unanimously determined in the negative.

The question was then stated, Shall the words proposed to be inserted stand as part of the article?

And it was unanimously determined in the affirmative.

Mr. Mason submitted the following resolution :

Resolved (two-thirds of the Senators present concurring), That the Senate advise and consent to the ratification of the treaty between the United States of America and the Mexican Republic, concluded at the City of Mexico the thirtieth day of December, in the year of our Lord eighteen hundred and fifty-three, with the following amendments :

Article 1. Strike out the following words: "proceed from the point where the aforesaid line intersects the river Colorado, along the middle of the deepest channel of this river, to a point distant two marine leagues to the north of the most northern part of the Gulf of California; thence in succession a right line to the intersection of the 31st parallel of latitude north, with 111° longitude west of Greenwich, whence another right line to the 31° 47' 30" of north latitude, where the same will cross the boundary line, descending the Rio Grande, or Bravo del Norte, to the Gulf of Mexico, as defined in the 5th article of the treaty of Guadalupe. And it is agreed that should the line before described (from the intersection of the parallel 31° of latitude north with the meridian 111° west of Greenwich to its crossing the Rio Grande, in latitude 31° 47' 30") traverse the Lake Guzman, said line shall be broken so as to form an angle at a point distant one marine league south of the most southern part of the lake."

Article 1. Insert the following in lieu of the words stricken out: *be as follows: Beginning in the Gulf of Mexico, three leagues from land, opposite the mouth of the Rio Grande, as provided in the fifth article of the treaty of Guadalupe-Hidalgo; thence, as defined in the said article, up the middle of that river to the point where the parallel of thirty one degrees, forty-seven minutes north latitude crosses the same; thence due west one hundred miles; thence south twenty English miles; thence west to the one hundred and eleventh meridian of longitude west from Greenwich; thence in a straight line to a point on the Colorado River twenty English miles below the junction of the Gila and Colorado Rivers; thence up the middle of the said river Colorado until it intersects the present line between the United States and Mexico.*

Article 2. Strike out the same, as follows :

"ARTICLE II. With the like desire to maintain the most perfect peace and friendly relations between both countries, it has been agreed that to remove all occasion of dispute on account of reclamations to the present date, founded on alleged Indian incursions, and to avoid all contests upon the true spirit and intention of the obligation stipulated in the eleventh article of the treaty of Guadalupe, the same has been, and is hereby, abolished and annulled. The Government of the United States agrees, notwithstanding this abrogation and annulment, to provide such additional laws and regulations as the subject may in good faith require, making it a highly penal offense on the part of any inhabitant of the United States or the territories thereof to purchase or receive horses, mules, cattle, or property of any kind knowing the same to have been stolen within the limits of Mexican territory by Indians or by any other persons, and, furthermore, agrees to return, on demand, to their legitimate owners what may have been thus stolen, so soon as the same shall have been recovered by the authorities of the United States. And in

the event of any person or persons captured upon Mexican territory being carried within the boundaries of the United States, the Government of the latter engages to use every fair and reasonable means that the nature and circumstances of the case will admit to rescue and return such captives to their own country, or deliver them to an agent or representative of the Mexican Government, requiring simply the repayment to the officer or agent of the United States who may so deliver or return them the expenses incurred in maintenance and transmission of the rescued captives. Finally, the Government of the United States promises that on any occasion she may have to remove the Indians from any point of her territory or to settle thereupon her own citizens, especial care shall be taken not to place said Indians under necessity of seeking new homes by means of incursions into the Mexican territory."

Article 2. Insert the following as Article 2 :

ARTICLE 2. *The Government of Mexico hereby releases the United States from all liability on account of the obligations contained in the eleventh article of the treaty of Guadalupe-Hidalgo, and the said article, and the thirty-third article of the treaty of amity, commerce, and navigation between the United States of America and the United Mexican States, concluded at Mexico on the fifth day of April, eighteen hundred and thirty-one, are hereby abrogated.*

Article 3. Strike out the same, as follows :

"ARTICLE III. In consideration of the grants received by the United States, and the obligations relinquished by the Mexican Republic, pursuant to this treaty, the former agree to pay to the latter the sum of fifteen millions of dollars in gold or silver coin at the Treasury at Washington, one-fifth of the amount on the exchange of ratifications of present treaty at Washington, and the remaining four-fifths in monthly installments of three millions each, with interest at the rate of six per cent. per annum until the whole be paid, the Government of the United States reserving the right to pay up the whole sum of fifteen millions at earlier date, as may be to her convenient.

"The United States also agree to assume all the claims of their citizens of whatever right, title or foundation which may have arisen since the date of the signature of the treaty of Guadalupe, or which may not have been provided for therein, or of any corporation, company or citizen of the same, including the so-called concession to Garay, whose lawful existence Mexico does not recognize, even as implied; thus extinguishing this among the other claims of citizens of the United States against the Republic of Mexico, said United States obliging themselves not to make any payment on account of the so-called concession to Garay, without having previously delivered to the agent of the Mexican Government accredited at Washington all the evidence and documents used by the holders of said concession in establishing their rights and claims legally relinquished in favor of Mexico by such holders and claimants; and it is agreed in the reciprocal release of obligations that the Mexican Republic exonerates the United States of America from all claims of Mexico or Mexican citizens which may have arisen since the date of the treaty of Guadalupe, so that each Government, in the most formal and effective manner, shall be exempted and exonerated of all obligations to each other respectively, whether of themselves or in behalf of their respective citizens up to the date of the signature of the present treaty."

Article 3. Insert the following as article 3:

ARTICLE 3.—*In consideration of the foregoing stipulations, the Government of the United States agree to pay to the Government of Mexico, in the city of New York, the sum of seven millions of dollars, five millions of which*

shall be paid immediately upon the exchange of the ratifications of this treaty, and the remaining two millions as soon as the boundary line shall be surveyed, marked and established.

Article 4. Strike out the same as follows:

“ARTICLE IV.—The Government of the United States shall organize a board of commissioners, which shall meet in the city of Washington or of Mexico, as the President of the United States may direct, within one year from the date of the exchange of the ratifications of this treaty for the purpose of examining and deciding the claims assumed by the United States in the preceding article, according to the principles of justice, the law of nations, and the treaty in force between the two Governments, and whose awards shall be final and conclusive, and the United States, exonerating Mexico from all demands on account of the claims of their citizens mentioned in the preceding article, and considering them entirely and forever canceled, whatever their amount, undertake to make satisfaction for the same in a sum not exceeding five millions of dollars. And if, for the purpose of discharging their duties, the board of commissioners should meet in the capital of the Mexican Republic, the Government of the same will afford all necessary protection for the continued pacific exercise of its functions, and will extend every facility in the furnishing to the commissioners and claimants all such documents establishing their rights as they might require, and which may be within the extent of its reach to supply.”

Change “Article 5” to *Article 4.*

Change “Article 6” to *Article 5.*

Change “Article 7” to *Article 6.*

Article 8. Strike out the same as follows:

“ARTICLE VIII.—The two high contracting powers, fully impressed that under the auspices of peace, and upon the basis of mutual good faith, and of the respect which nations reciprocally owe, it is that their prosperity and well-being increase, especially when from vicinity their interests grow to be mingled and identified; and recognizing the reciprocal obligations of civilized Governments, and the acknowledged provisions of the laws of nations, agree by the present, in proof of that entire confidence which they mutually entertain, and of that friendship which they desire to be as perfect, unalterable, and complete as possible; that whenever the tranquillity and interior repose of either country shall be threatened or disturbed by unlawful invasions of any of the citizens or subjects of either power against the territory of the other, respectively, they will cheerfully co-operate in their endeavors to suppress all such attempts. They mutually and especially obligate themselves in all cases of such lawless enterprises which may not have been prevented through the civil authorities before formation, to aid with the naval and military forces, on due notice being given by the aggrieved party of the aggressions of the citizens and subjects of the other, so that the lawless adventurers may be pursued and overtaken on the high seas, their elements of war destroyed, and the deluded captives held responsible in their persons, and meet with the merited retribution inflicted by the laws of nations against all such disturbers of the peace and happiness of contiguous and friendly powers. It being understood that in all cases of successful pursuit and capture, the delinquents so captured shall be judged and punished by the Government of that nation to which the vessel capturing them may belong, conformably to the laws of each nation.”

Change “Article 9” to *Article 7.*

Change “Article 10” to *Article 8.*

In said Article 8, strike out "four months," and insert *six months*.

The Senate, by unanimous consent, proceeded to consider the said resolution; and on the question to agree thereto,

It was determined in the negative, { Yeas 27
Nays 18

Those who voted in the affirmative are,

Messrs. Allen, Atchison, Bell, Bright, Brodhead, Brown, Cass, Clay, Clayton, Dodge of Wisconsin, Dodge of Iowa, Douglas, Evans, Fitzpatrick, Johnson, Jones of Iowa, Mallory, Mason, Morton, Rusk, Sebastian, Slidell, Thompson of Kentucky, Thomson of N. Jersey, Toombs, Weller, Wright.

Those who voted in the negative are,

Messrs. Bayard, Butler, Chase, Everett, Fessenden, Fish, Geyer, Gwin, Hamlin, James, Pettit, Stewart, Shields, Smith, Stuart, Sumner, Wade, Walker.

So, two-thirds not having voted in the affirmative, the resolution was not agreed to.

TUESDAY, APRIL 18, 1854.

The Senate proceeded to consider the nomination of Frederick A. Beelen and Edwin De Leon; and

Resolved, That the Senate advise and consent to the appointment of the said persons, agreeably to their nominations respectively.

The Senate proceeded to consider the nomination of Benjamin F. Angel; and,

After debate,

On the question, Will the Senate advise and consent to the appointment of Benjamin F. Angel?

It was determined in the negative, { Yeas 8
Nays 3

On motion by Mr. Rusk,

The yeas and nays being desired by one-fifth of the Senators present,

Those who voted in the affirmative are,

Messrs. Allen, Fish, Foot, Hamlin, Seward, Shield, Stuart, Walker.

Those who voted in the negative are,

Messrs. Atchison, Bayard, Bell, Bright, Brodhead, Brown, Butler, Clay, Cooper, Dawson, Dodge of Iowa, Douglas, Evans, Everett, Fitzpatrick, Geyer, James, Johnson, Jones of Iowa, Jones of Tennessee, Mason, Pettit, Rusk, Sebastian, Thompson of Kentucky, Thomson of N. Jersey, Toombs, Toucey, Weller, Wright.

So it was

Resolved, That the Senate do not advise and consent to the appointment of Benjamin F. Angel to be consul of the United States for the port of Honolulu, in the Kingdom of Hawaii, in the place of Elisha H. Allen.

On motion by Mr. James that the vote of the 17th instant disagreeing to the resolution of ratification of the treaty with the Mexican Republic be reconsidered,

It was determined in the affirmative.

On motion by Mr. Mason;

Ordered, That the further consideration of the said resolution be postponed to and made the order of the day for Thursday next, the 20th instant, at one o'clock.

WEDNESDAY, APRIL 19, 1854.

Mr. Rusk, from the Committee on the Post-Office and Post-Roads, to whom was referred, the 12th instant, the nomination of Emory Banister, reported.

Whereupon

Resolved, That the Senate advise and consent to his appointment, agreeably to the nomination.

On motion by Mr. Weller,

The Senate proceeded to consider the nominations of Samuel M. Hawkins, John O. Henning, John C. Heberd, Damon Hauser, James M. Gould, Arthur J. Gallagher, Henry L. Garland, Francis P. Ferriera, Albert G. Ellis, Fielding L. Dowsing, John Cunningham, Deury Bynum, John A. Bryan, Abraham Brawley, Joseph Bell, Elias E. Buckner, George M. Beattie, Otis Hoyt, Leland Wright, Jonas Whitney, David C. Tuttle, James Talbott, Joel C. Squires, Alexander Snodgrass, Theodore Sherar, John F. Read, Theodore Rodolph, Benjamin H. Mooers, Calvin W. Ruter, Henry Plowman, James S. McGinnis, Edmund W. Martin, Cyrus K. Lord, Nathan W. Landis, Jacob H. Kimball, and Thomas B. English; and

Resolved, That the Senate advise and consent to the appointment of the said persons, agreeably to their nominations respectively.

The Senate proceeded to consider the nomination of Theodore W. Brevard; and,

On motion by Mr. Mallory,

Ordered, That it lie on the table.

THURSDAY, APRIL 20, 1854.

Mr. Chase presented a memorial of James Mackenzie and other citizens of Ohio against the confirmation of the appointment of Reuben H. Gilson as receiver of public moneys at Defiance, Ohio; which was referred to the Committee on Public Lands.

On motion by Mr. Mason,

The Senate resumed the consideration of the resolution of ratification of the treaty between the United States of America and the Mexican Republic; and

After debate,

On motion by Mr. Weller,

The Senate adjourned.

TUESDAY, APRIL 25, 1854.

The following messages were received from the President of the United States, by Mr. Webster, his secretary:

To the Senate of the United States:

I nominate Eugene Wartelle, of Louisiana, to be receiver of public moneys at Opelousas, Louisiana, vice Henry L. Garland, resigned.

FRANKLIN PIERCE.

WASHINGTON, April 18th, 1854.

To the Senate of the United States:

I nominate Joseph B. Austin for the office of consul for the United States for Ciudad Bolivar, in the Republic of Venezuela, in the place of Adolphus H. Wappans, recalled.

FRANKLIN PIERCE.

To the Senate of the United States :

I nominate J. Jenkins Ross, of Pennsylvania, to be consul of the United States for the port of Palermo, in the Island of Sicily, in the place of Julius C. Kretschmar, recalled.

FRANKLIN PIERCE.

WASHINGTON, 20 April, 1854.

To the Senate of the United States :

I nominate George W. Brandreth, of New York, to be consul of the United States for the port of Plymouth, in England, in the place of Thomas W. Fox, recalled.

FRANKLIN PIERCE.

WASHINGTON, 20 April, 1854.

To the Senate of the United States :

I nominate Thomas A. Walker, of Iowa, to be register of the land office at Fort Des Moines, Iowa, vice Robert L. Tidrick, resigned; and Phineas M. Cassaday, of Iowa, to be receiver of public moneys at Fort Des Moines, Iowa, vice Thomas A. Walker, nominated as above.

FRANKLIN PIERCE.

WASHINGTON, April 22d, 1854.

To the Senate of the United States :

I nominate Ramon Juanes y Patrullo, a citizen of the United States, to be consul of the United States for Merida and Sisal, in the Mexican Republic, in the place of Wills de Hass, recalled.

FRANKLIN PIERCE.

WASHINGTON, 24 April, 1854.

To the Senate of the United States:

I nominate for appointment to the office of district attorney of the United States for the western district of Louisiana Peter Alexander, in the place of Joseph H. Kilpatrick, resigned.

FRANKLIN PIERCE.

WASHINGTON, 24 April, 1854.

The messages were read.

The Senate, by unanimous consent, proceeded to consider the nominations of Eugene Wartelle, Thomas A. Walker, and Phineas M. Cassaday; and

Resolved, That the Senate advise and consent to the appointment of the said persons, agreeably to their nominations respectively.

Ordered, That the nominations of Joseph B. Austin, J. Jenkins Ross, George W. Brandreth, and Ramon Juanes y Patrullo be referred to the Committee on Commerce.

Ordered, That the nomination of Peter Alexander be referred to the Committee on the Judiciary.

Mr. Douglas, from the Committee on Territories, to whom was referred, the 4th February, the nomination of Almon W. Babbitt, reported.

Whereupon

Resolved, That the Senate advise and consent to his appointment, agreeably to the nomination.

Mr. Hamlin, from the Committee on Commerce, to whom were referred, the 16th February, the nominations of Jason Beckwith, Clarke Elliott, Edward Ingraham, and John Hastings, reported.

Whereupon

Resolved, That the Senate advise and consent to the appointment of the said persons, agreeably to their nominations respectively.

Mr. Hamlin, from the Committee on Commerce, to whom was referred, the 8th February, the nomination of Thomas S. Hall, reported.

Mr. Dodge, of Iowa, from the Committee on Public Lands, to whom were referred, the 16th January, the nomination of Charles H. Gardiner, and on the 17th January that of John Westcott, reported.

Whereupon

Resolved, That the Senate advise and consent to the appointment of the said persons, agreeably to their nominations respectively.

Mr. Dodge, from the Committee on Public Lands, to whom were referred, the 17th January, the nominations of Warren Lewis and John Loughborough, reported.

On motion by Mr. Dodge, of Iowa,

The Senate proceeded to consider the nominations of John W. Culbertson, James Thompson, Patrick Quigley, and George McHenry; and

Resolved, That the Senate advise and consent to the appointment of said persons, agreeably to their nominations respectively.

The Senate resumed the consideration of the resolution of ratification of the treaty between the United States of America and the Mexican Republic; and

After debate,

On motion by Mr. Mason to amend the resolution by striking out the words proposed to be inserted in the first article, and inserting the following in lieu thereof—*be as follows: Beginning in the Gulf of Mexico three leagues from land opposite the mouth of the Rio Grande, as provided in the fifth article of the treaty of Guadalupe-Hidalgo; thence as defined in such article up the middle of that river to the point where the parallel of 31° 47' north latitude crosses the same; thence due west one hundred miles; thence south to the parallel of 31° 20' to the 111° meridian of longitude west of Greenwich; thence in a straight line to a point on the Colorado River twenty English miles below the junction of the Gila and Colorado Rivers; thence up the middle of the said river Colorado until it intersects the present line between the United States and Mexico,*

The question was stated, Shall the words proposed to be stricken out stand as part of the resolution?

And it was determined in the negative, { Yeas 3
Nays 43

Those who voted in the affirmative are,
Messrs. Foot, Pettit, Wade.

Those who voted in the negative are,

Messrs. Allen, Atchison, Badger, Bayard, Bell, Bright, Brodhead, Brown, Butler, Clay, Cooper, Dawson, Dodge of Wisconsin, Dodge of Iowa, Douglas, Evans, Everett, Fish, Fitzpatrick, Geyer, Hamlin, Hunter, Johnson, Jones of Tennessee, Mallory, Mason, Morton, Norris, Pearce, Pratt, Rusk, Sebastian, Seward, Shields, Slidell, Smith, Stuart, Thompson of Kentucky, Toombs, Toucey, Walker, Williams, Wright.

So, two-thirds not having voted in the affirmative, the words were stricken out.

The question was then stated, Shall the words proposed to be inserted stand as part of the resolution?

And it was determined in the affirmative { Yeas 39
Nays 7

Those who voted in the affirmative are,

Messrs. Allen, Atchison, Badger, Bayard, Bell, Bright, Brodhead, Brown, Butler, Clay, Cooper, Dawson, Dodge of Wisconsin, Dodge of

Iowa, Douglas, Evans, Everett, Fitzpatrick, Geyer, Hamlin, Hunter, Johnson, Jones of Tennessee, Mallory, Mason, Morton, Norris, Pearce, Pratt, Rusk, Sebastian, Seward, Slidell, Smith, Thompson of Kentucky, Toombs, Toucey, Williams, Wright.

Those who voted in the negative are,

Messrs. Chase, Foot, Pettit, Stuart, Sumner, Wade, Walker.

So, two-thirds having voted in the affirmative, the words were inserted.

On motion by Mr. Mason to amend the resolution by striking out the proposed third article, and inserting the following in lieu thereof:

ARTICLE 3. *In consideration of the foregoing stipulations the Government of the United States agrees to pay to the Government of Mexico, in the city of New York, the sum of ten millions of dollars, of which seven millions shall be paid immediately upon the exchange of the ratifications of this treaty, and the remaining three millions as soon as the boundary line shall be surveyed, marked, and established.*

The question was stated, Shall the article proposed to be stricken out stand as part of the resolution?

And it was determined in the negative, { Yeas 15
Nays 33

Those who voted in the affirmative are,

Messrs. Brown, Chase, Dodge of Iowa, Everett, Fish, Foot, Geyer, Hamlin, Pettit, Seward, Shields, Smith, Sumner, Wade, Walker.

Those who voted in the negative are,

Messrs. Allen, Atchison, Badger, Bayard, Bell, Brodhead, Butler, Clay, Cooper, Dawson, Dodge of Wisconsin, Douglas, Evans, Fitzpatrick, Gwin, Hunter, Jones of Iowa, Jones of Tennessee, Mallory, Mason, Morton, Norris, Pearce, Pratt, Rusk, Sebastian, Slidell, Stuart, Toombs, Toucey, Weller, Williams, Wright.

So, two-thirds not having voted to retain the article, it was stricken out.

The question was then stated, Shall the article proposed to be inserted stand as part of the resolution?

And it was determined in the affirmative, { Yeas 34
Nays 14

Those who voted in the affirmative are,

Messrs. Allen, Atchison, Badger, Bayard, Bell, Brodhead, Brown, Butler, Olay, Dawson, Dodge of Wisconsin, Douglas, Evans, Fitzpatrick, Gwin, Hunter, Johnson, Jones of Iowa, Jones of Tennessee, Mallory, Mason, Morton, Norris, Pearce, Pratt, Rusk, Sebastian, Stuart, Thompson of Kentucky, Toombs, Toucey, Weller, Williams, Wright.

Those who voted in the negative are,

Messrs. Bright, Chase, Dodge of Iowa, Everett, Fish, Foot, Geyer, Pettit, Seward, Shields, Smith, Sumner, Wade, Walker.

So, two-thirds having voted in the affirmative, the article was inserted.

On motion by Mr. Mason to amend Article 7 as stated in the resolution, by striking out "re-affixed," the last word of that article, and inserting the word *reaffirmed* in lieu thereof,

The questions were respectively stated on striking out and inserting, and they were severally unanimously determined in the affirmative.

On motion by Mr. Bell to amend the resolution by inserting the following as a new Article 8, and to change "Article 8" to Article 9:

The Mexican Government having on the 5th of February, 1852, authorized the early construction of a plank and rail road across the Isthmus of Tehuantepec, and to secure the stable benefits of said transit way to the persons and merchandize of the citizens of Mexico and the United States, it is

stipulated that neither Government will interpose any obstacle to the transit of persons and merchandize of both nations ; and at no time shall higher charges be made on the transit of persons and property of citizens of the United States than may be made on the persons and property of other foreign nations, nor shall any interest in said transit way, nor in the proceeds thereof, be transferred to any foreign Government.

The United States by its agents shall have the right to transport across the Isthmus, in closed bags, the mails of the United States not intended for distribution along the line of communication ; also, the effects of the United States Government and its citizens, which may be intended for transit and not for distribution in the Isthmus, free of custom-house or other charges by the Mexican Government. Neither passports nor letters of security will be required of persons crossing the Isthmus and not remaining in the country.

When the construction of the railroad shall be completed the Mexican Government agrees to open a port of entry in addition to the port of Vera Cruz, at or near the terminus of said road, on the Gulf of Mexico.

The two Governments will enter into arrangements for the prompt transit of troops and munitions of the United States, which that Government may have occasion to send from one part of its territory to another, lying on opposite sides of the continent.

The Mexican Government having agreed to protect with its whole power the prosecution, preservation and security of the work, the United States may extend its protection, as it shall judge wise, to it when it may feel sanctioned by the public or international law,

The question was stated, Shall this new Article 8, proposed to be inserted, stand as part of the resolution ?

And it was determined in the affirmative, { Yeas 30
Nays 14

Those who voted in the affirmative are,

Messrs. Atchison, Bell, Clay, Cooper, Dawson, Douglas, Evans, Everett, Fitzpatrick, Foot, Geyer, Gwin, Jones of Iowa, Jones of Tennessee, Mallory, Morton, Pettit, Pratt, Rusk, Sebastian, Seward, Shields, Slidell, Smith, Thompson of Kentucky, Toombs, Toucey, Wade, Walker, Weller.

Those who voted in the negative are,

Messrs. Allen, Bright, Brown, Butler, Dodge of Wisconsin, Dodge of Iowa, Hamlin, Hunter, Mason, Norris, Stuart, Sumner, Williams, Wright.

So, two-thirds having voted in the affirmative, the said new article was inserted.

The question was then stated, Shall Article 8, as stated in the resolution, stand as Article 9 ?

And it was unanimously determined in the affirmative.

On motion by Mr. Mason to amend said Article 9 by striking out the words "seventy-seventh" and inserting the words *seventy-eighth* in lieu thereof,

The questions were respectively stated on striking out and inserting, and they were severally unanimously determined in the affirmative.

No further amendment being proposed, the question was taken on agreeing to the resolution as amended ; and

And it was determined in the affirmative, { Yeas 33
Nays 13

Those who voted in the affirmative are,

Messrs. Allen, Atchison, Badger, Bayard, Bell, Bright, Brodhead, Brown, Clay, Cooper, Dawson, Dodge of Wisconsin, Douglas, Evans,

Fitzpatrick, Geyer, Hunter, Jones of Iowa, Jones of Tennessee, Mallory, Mason, Morton, Pearce, Pratt, Rusk, Sebastian, Slidell, Thompson of Kentucky, Toombs, Toucey, Weller, Williams, Wright.

Those who voted in the negative are,

Messrs. Chase, Dodge of Iowa, Everett, Fish, Foot, Hamlin, Pettit, Seward, Shields, Stuart, Sumner, Wade.

So it was

Resolved (two-thirds of the Senators present concurring), That the Senate advise and consent to the ratification of the treaty between the United States of America and the Mexican Republic, concluded at the city of Mexico the thirtieth day of December, in the year of our Lord eighteen hundred and fifty-three, with the following amendments:

Article 1. Strike out the following words: "proceed from the point where the aforesaid line intersects the river Colorado, along the middle of the deepest channel of this river, to a point distant two marine leagues to the north of the most northern part of the Gulf of California; thence in succession a right line to the intersection of the 31st parallel of latitude, north with 111° longitude, west of Greenwich, whence another right line to the 31° 47' 30" of north latitude, where the same will cross the boundary line descending the Rio Grande or Bravo del Norte, to the Gulf of Mexico, as defined in the 5th article of the treaty of Guadalupe. And it is agreed that, should the line before described (from the intersection of the parallel 31° of latitude, north, with the meridian 111° west of Greenwich, to its crossing the Rio Grande in latitude 31° 47' 30") traverse the Lake Guzman, said lake shall be broken so as to form an angle at a point distant one marine league south of the most southern part of that lake."

Article 1. Insert the following in lieu of the words stricken out: *be as follows: Beginning in the Gulf of Mexico, three leagues from land, opposite the mouth of the Rio Grande, as provided in the fifth article of the treaty of Guadalupe-Hidalgo; thence, as defined in such article, up the middle of that river to the point where the parallel of 31° 47' north latitude crosses the same, thence due west one hundred miles; thence south to the parallel of 31° 20' north latitude; thence along the said parallel of 31° 20' to the 111° meridian of longitude west of Greenwich, thence in a straight line to a point in the Colorado River twenty English miles below the junction of the Gila and Colorado Rivers; thence up the middle of the said river Colorado until it intersects the present line between the United States and Mexico.*

Article 2. Strike out the same, as follows:

"ARTICLE II. With the like desire to maintain the most perfect peace and friendly relations between both countries, it has been agreed that to remove all occasion of dispute on account of reclamations to the present date founded on alleged Indian incursions, and to avoid all contests upon the true spirit and intention of the obligation stipulated in the eleventh article of the treaty of Guadalupe, the same has been and is hereby abolished and annulled. The Government of the United States agrees, notwithstanding this abrogation and annulment, to provide such additional laws and regulations as the subject may in good faith require, making it a highly penal offense on the part of any inhabitant of the United States or the Territories thereof, to purchase or receive horses, mules, cattle, or property of any kind, knowing the same to have been stolen within the limits of Mexican territory by Indians, or by any other persons; and, furthermore, agrees to return, on demand, to their legitimate owners what may have been thus stolen, so soon as the same shall have been recovered by the authorities of the United States.

And in the event of any person or persons captured upon Mexican territory being carried within the boundaries of the United States, the Government of the latter engages to use every fair and reasonable means that the nature and circumstances of the case will admit to rescue and return such captives to their own country, or deliver them to an agent or representative of the Mexican Government, requiring simply the repayment to the officer or agent of the United States, who may so deliver or return them, the expenses incurred in the maintenance and transmission of the rescued captives. Finally, the Government of the United States promises that on any occasion she may have to remove the Indians from any point of her territory or to settle thereupon her own citizens, especial care shall be taken not to place said Indians under necessity of seeking new homes by means of incursions into the Mexican territory."

Article 2. Insert the following as Article 2:

ARTICLE 2. The Government of Mexico hereby releases the United States from all liability on account of the obligations contained in the eleventh article of the treaty of Guadalupe-Hidalgo, and the said article and the thirty-third article of the treaty of amity, commerce, and navigation between the United States of America and the United Mexican States, concluded at Mexico on the fifth day of April, 1831, are hereby abrogated.

Article II. Strike out the same, as follows:

"ARTICLE III. In consideration of the grants received by the United States and the obligations relinquished by the Mexican Republic, pursuant to this treaty, the former agree to pay to the latter the sum of fifteen millions of dollars in gold or silver coin at the Treasury at Washington, one-fifth of the amount on the exchange of ratifications of present treaty at Washington and the remaining four-fifths in monthly installments of three millions each, with interest at the rate of six per cent. per annum until the whole be paid, the Government of the United States reserving the right to pay up the whole sum of fifteen millions at earlier date, as may be to her convenient.

"The United States also agree to assume all the claims of their citizens of whatever right, title, or foundation, which may have arisen since the date of the signature of the treaty of Guadalupe, or which may not have been provided for therein, or of any corporation, company, or citizen of the same, including the claim of the so-called concession to Garay, whose lawful existence Mexico does not recognize, even as implied, thus extinguishing this among the other claims of citizens of the United States against the Republic of Mexico, said United States obliging themselves not to make any payment on account of the so-called concession to Garay without having previously delivered to the agent of the Mexican Government accredited at Washington all the evidence and documents used by the holders of said concession in establishing their rights and claims legally relinquished in favor of Mexico by such holders and claimants; and it is agreed in the reciprocal release of obligations that the Mexican Republic exonerates the United States of America from all claims of Mexico or Mexican citizens which may have arisen since the date of the treaty of Guadalupe, so that each Government, in the most formal and effective manner, shall be exempted and exonerated of all obligations to each other respectively, whether of themselves or in behalf of their respective citizens up to the date of the signature of the present treaty.

ARTICLE 3. Insert the following as Article 3:

ARTICLE 3. In consideration of the foregoing stipulations the Government of the United States agrees to pay to the Government of Mexico, in the city of New York, the sum of ten millions of dollars, of which seven mill-

ions shall be paid immediately upon the exchange of the ratifications of this treaty, and the remaining three millions as soon as the boundary line shall be surveyed, marked, and established.

ARTICLE 4. Strike out the same, as follows :

“ARTICLE IV. The Government of the United States shall organize a board of commissioners, which shall meet in the city of Washington or of Mexico, as the President of the United States may direct, within one year from the date of the exchange of the ratifications of this treaty, for the purpose of examining and deciding the claims assumed by the United States in the preceding article according to the principles of justice, the law of nations, and the treaty in force between the two Governments, and whose awards shall be final and conclusive, and the United States exonerating Mexico from all demands on account of the claims of their citizens mentioned in the preceding article, and considering them entirely and forever cancelled, whatever their amount, undertake to make satisfaction for the same in a sum not exceeding five millions of dollars ; and if, for the purpose of discharging their duties, the board of commissioners should meet in the capital of the Mexican Republic the Government of the same will afford all necessary protection for the continued pacific exercise of its functions, and will extend every facility in the furnishing to commissioners and claimants all such documents establishing their rights as they might require and which may be within the extent of its reach to supply.” •

Change “Article 5” to *Article 4.*

Change “Article 6” to *Article 5.*

Change “Article 7” to *Article 6.*

Article 8. Strike out the same, as follows :

“ARTICLE VIII. The two high contracting powers, fully impressed that under the auspices of peace, and upon the basis of mutual good faith, and of the respect which nations reciprocally owe, it is that their prosperity and well-being increase, especially when from vicinity their interests grow to be mingled and identified ; and recognizing the reciprocal obligations of civilized governments and the acknowledged provisions of the laws of nations, agree by the present, in proof of that entire confidence which they mutually entertain, and of that friendship which they desire to be as perfect, unalterable, and complete as possible ; that whenever the tranquillity and interior repose of either country shall be threatened or disturbed by unlawful invasions of any of the citizens or subjects of either power against the territory of the other respectively, they will cheerfully co-operate in their endeavors to suppress all such attempts. They mutually and especially obligate themselves in all cases of such lawless enterprises which may not have been prevented through the civil authorities before formation, to aid with the naval and military forces, in the notice being given by the aggrieved party of the aggressions of the citizens and subjects of the other, so that the lawless adventurers may be pursued and overtaken on the high seas, their elements of war destroyed, and the deluded captives held responsible in their persons and meet with the merited retribution inflicted by the laws of nations against all such disturbers of the peace and happiness of contiguous and friendly powers. It being understood that in all cases of successful pursuit and capture the delinquents so captured shall be judged and punished by the Government of that nation to which the vessel capturing them may belong, conformably to the laws of each nation.”

Change “Article 9” to *Article 7.*

And strike out "reaffixed," the last word of that article, and insert the word *reaffirmed* in lieu thereof.

Insert the following as a new article.

ARTICLE 8. *The Mexican Government having, on the fifth of February, eighteen hundred and fifty-three, authorized the early construction of a plank and rail road across the Isthmus of Tehuantepec, and to secure the stable benefits of said transit way to the persons and merchandise of the citizens of Mexico and the United States, it is stipulated that neither Government will interpose any obstacle to the transit of persons and merchandise of both nations; and at no time shall higher charges be made on the transit of persons and property of citizens of the United States than may be made on the persons and property of other foreign nations, nor shall any interest in said transit way, nor in the proceeds thereof, be transferred to any foreign Government.*

The United States, by its agents, shall have the right to transport across the Isthmus, in closed bags, the mails of the United States not intended for distribution along the line of communication; also the effects of the United States Government and its citizens which may be intended for transit and not for distribution on the Isthmus, free of custom-house or other charges by the Mexican Government. Neither passports nor letters of security will be required of persons crossing the Isthmus and not remaining in the country.

When the construction of the railroad shall be completed, the Mexican Government agrees to open a port of entry in addition to the port of Vera Cruz, at or near the terminus of said road on the Gulf of Mexico.

The two Governments will enter into arrangements for the prompt transit of troops and munitions of the United States, which that Government may have occasion to send from one part of its territory to another, lying on opposite sides of the continent.

The Mexican Government having agreed to protect with its whole power the prosecution, preservation, and security of the work, the United States may extend its protection, as it shall judge wise, to it when it may feel sanctioned and warranted by the public or international law.

Change "Article 10" to Article 9.

In said Article 9 strike out "four months" and insert *six months*.

In the concluding sentence strike out the words "seventy-seventh" and in lieu thereof insert the words *seventy-eighth*.

Ordered, That the Secretary lay the said resolution before the President of the United States. ✓

Mr. Shields submitted the following resolution for consideration:

Resolved, That the injunction of secrecy be removed from the proceedings and debates of the Senate on the treaty between the United States of America and the Mexican Republic, concluded at the City of Mexico, the 30th December, 1853, and from the messages of the President and the communications and documents transmitted therewith relating to the said treaty, and from other documents communicated to the Senate in relation thereto, and that the same be printed for the use of the Senate.

WEDNESDAY, APRIL 26, 1854.

Mr. Bayard, from the Committee on the Judiciary, to whom was referred, the 25th instant, the nomination of Peter Alexander, reported.

Whereupon

Resolved, That the Senate advise and consent to his appointment, agreeably to the nomination.

Mr. Clay, from the Committee on Commerce, to whom were referred, the 25th instant, the nominations of Joseph B. Austin, J. Jenkins Ross, George W. Brandreth, and Ramon Juanes Y. Patrulla, reported.

Whereupon

Resolved, That the Senate advise and consent to the appointment of the said persons, agreeably to their nominations respectively.

On motion by Mr. Dodge, of Iowa,

The Senate proceeded to consider the nomination of Burton A. James; and

Resolved, That the Senate advise and consent to his appointment, agreeably to the nomination.

On motion by Mr. Butler,

The Senate proceeded to consider the nomination of James C. Van Dyke; and

Resolved, That the Senate advise and consent to his appointment, agreeably to the nomination.

On motion by Mr. Shields,

The Senate proceeded to consider the resolution submitted by him yesterday relative to removing the injunction of secrecy from the treaty with Mexico and the documents and proceedings relating thereto; and, on the question to agree thereto,

It was determined in the negative, {	Yeas	13
	Nays	26

On motion by Mr. Mason,

The yeas and nays being desired by one-fifth of the Senators present, Those who voted in the affirmative are,
Messrs. Brown, Chase, Cooper, Dodge of Iowa, Fish, Foot, Jones of Tennessee, Pettit, Seward, Shields, Sumner, Wade, Walker.

Those who voted in the negative are,
Messrs. Allen, Badger, Bayard, Bell, Bright, Brodhead, Butler, Clay, Dodge of Wisconsin, Evans, Everett, Fitzpatrick, Geyer, Hamlin, Hunter, Johnson, Jones of Iowa, Mason, Pearce, Rusk, Sebastian, Slidell, Toombs, Toucey, Williams, Wright.

So the resolution was not agreed to.

MONDAY, MAY 1, 1854.

The Senate proceeded to consider the nominations of William A. Moore, Thomas Farley, Thomas S. Hall, Warner Lewis, and John Loughborough; and

Resolved, That the Senate advise and consent to the appointment of said persons, agreeably to their nominations respectively.

On motion by Mr. Slidell,

The treaty of friendship, commerce, and navigation between the United States of North America and the Republic of Paraguay, concluded and signed at the city of Assumption, the capital of the Republic of Paraguay, on the fourth day of March, A. D. eighteen hundred and fifty-three, was read the second time, and considered as in Committee of the Whole; and on the question to agree to the amendment reported from the Committee on Foreign Relations, to wit:

Article 15. Strike out the following words:

“And if a year before the expiration of that term neither the one nor the other contracting party should announce by an official declaration its intention to put an end to the effect of said treaty, it shall continue for a year longer, so that it in this case it shall cease to be bind-

ing at the expiration of seven years, counted from the above-mentioned day of the exchange of the ratifications."

And insert the following in lieu thereof:

And, further, until the end of twelve months after the Government of the United States of America on the one part, or that of the Paraguay Government on the other, shall have given notice of its intention of terminating the same.

The question was stated, Shall the words proposed to be stricken out stand as part of the 15th article? and

It was unanimously determined in the negative.

The question was then stated, Shall the words proposed to be inserted stand as part of the 15th article? and

It was unanimously determined in the affirmative.

Mr. Slidell submitted the following amendments:

In the title strike out the word "North."

In the preamble strike out the words "North American Union" and insert *United States of America*, and after the word "States," where it occurs, *of America*.

In the second article, after the word "States," where it occurs, insert *of America*; and before the word "vessels" strike out the words "or North American," and after "vessels" insert *or vessels of the United States of America*.

In the fifth article, strike out the words "North American vessels" where they occur, and in lieu thereof insert *vessels of the United States of America*, and after the word "States," insert *of America*.

In the sixth article, after the word "States," insert *of America*, and strike out the words "North American," and in lieu thereof insert *ves-*
of the United States of America.

In the seventh article, after the word "States," insert *of America*, and strike out the words "North American vessels" where they occur, and in lieu thereof insert *vessels of the United States of America*.

In the eighth article, strike out the words "North American citizens," where they occur, and in lieu thereof insert *citizens of the United States of America*, and after the word "States," insert *of America*.

In the ninth article, after the word "States," where it occurs, insert *of America*.

In the eleventh article, after the word "States," where it occurs, insert *of America*.

In the twelfth article, after the word "States," where it occurs, insert *of America*.

In the thirteenth article, after the word "States," where it first occurs, insert *of America*.

In the fourteenth article, after the word "States," where it occurs, insert *of America*.

In the fifteenth article, second clause, after the word "States," insert *of America*.

In the sixteenth article strike out the word "North," and strike out the word "fifteen" and insert *twenty four*.

The questions were respectively stated on striking out and inserting; and

They were, severally, unanimously determined in the affirmative.

No further amendment being proposed, the treaty was reported to the Senate.

The questions on striking out and inserting, as agreed to in Committee of the Whole, were again severally stated and again unanimously determined in the affirmative.

Mr. Slidell submitted the following resolution :

Resolved (two-thirds of the Senators present concurring), That the Senate advise and consent to the ratification of the treaty of friendship, commerce, and navigation between the United States of America and the Republic of Paraguay, concluded and signed at the city of Assumption on the 4th day of March, anno Domini eighteen hundred and fifty-three, with the following amendments :

In the title, line 5, strike out the word "North."

In the preamble, line 4, strike out the words "North American Union" and insert in lieu thereof *United States of America*.

In the preamble, line 17, after the word "States," insert *of America*.

In the preamble, line 18, after the word "States," insert *of America*.

In Article 1, line 4, after the word "States," insert *of America*.

In Article 2, line 4, after the word "States," insert *of America*.

In Article 2, line 23, after the word "States," insert *of America*.

In Article 2, line 24, before the word "vessels," strike out the words "or North America" and insert after "vessels" the words *or vessels of the United States of America*.

In Article 5, line 5, before the word "vessels," strike out the words "North American" and insert after "vessels" the words *of the United States of America*.

In Article 5, line 9, after the word "States," insert *of America*.

In Article 5, line 10, before the word "vessels," strike out the words "North American" and insert after "vessels" the words *of the United States of America*.

In Article 6, line 5, after the word "States," insert *of America*.

In Article 6, line 7, strike out the words "North American" and in lieu thereof insert *vessels of the United States of America*.

In Article 7, line 3, after the word "States," insert *of America*.

In Article 7, same line, before the word "vessels," strike out the words "North American" and insert after "vessels" the words *of the United States of America*.

In Article 7, line 6, strike out the words "North American."

In Article 7, line 7, after the word "vessels," insert *of the United States of America*.

In Article 8, line 2, strike out the words "North American citizens" and insert in lieu thereof *citizens of the United States of America*.

In Article 8, line 6, after the word "States," insert *of America*.

In Article 8, line 8, before the word "citizens" strike out the words "North American" and insert after "citizens" the words *of the United States of America*.

In Article 9, line 13, after the word "States," insert *of America*.

In Article 9, line 15, after the word "States," insert *of America*.

In Article 11, line 2, after the word "States," insert *of America*.

In Article 11, line 5, after the word "States," insert *of America*.

In Article 12, line 12, after the word "States," insert *of America*.

In Article 12, line 18, after the word "States," insert *of America*.

In Article 13, line 3, after the word "States," insert *of America*.

In Article 14, line 15, after the word "States," insert *of America*.

In Article 14, line 19, after the word "States," insert *of America*.

Article 15, strike out after the word "ratifications" in line 4 the following words :

"And if a year before the expiration of that term neither the one nor the other contracting party should announce, by an official declaration, its intention to put an end to the effect of the said treaty, it shall continue for a year longer, so that in this case it shall cease to be binding at

the expiration of seven years, counted from the above-mentioned day of the exchange of the ratifications,"

And insert the following words in lieu thereof:

And, further, until the end of twelve months after the Government of the United States on the one part, or that of the Paraguayan Government on the other, shall have given notice of its intention of terminating the same.

In Article 16, line 4, strike out the word "North."

In Article 16, line 8, strike out the word "fifteen" and insert the word *twenty-four*.

The Senate, by unanimous consent, proceeded to consider the said resolution and unanimously agreed thereto.

Ordered, That the Secretary lay the said resolution before the President of the United States.

THURSDAY, MAY 4, 1854.

The following messages were received from the President of the United States, by Mr. Webster, his secretary:

To the Senate of the United States:

I nominate Cade D. Strickland, of Louisiana, to be register of the land office at Greensburg, Louisiana, vice Amos Kent, resigned.

FRANKLIN PIERCE.

WASHINGTON, April 28, 1854.

To the Senate of the United States:

I nominate the officers named in the accompanying list for regular promotion in the Army of the United States, as proposed by the Secretary of War.

FRANKLIN PIERCE.

WASHINGTON, May 1, 1854.

WAR DEPARTMENT, May 1, 1854.

SIR: I have the honor to lay before you the following list of officers for regular promotion in the Army of the United States:

Corps of Topographical Engineers.

Brevet Second Lieutenant Nathaniel Michler, jr., to be second lieutenant, April 7, 1854, the date of Captain Webster's resignation.

Brevet Second Lieutenant John G. Parke to be second lieutenant, April 18, 1854, the date of Captain Canfield's death.

First Regiment of Artillery.

Second Lieutenant Adam J. Slemmer to be first lieutenant, April 30, 1854, vice Dement, resigned.

Third Regiment of Artillery.

Second Lieutenant Charles S. Winder to be first lieutenant, April 5, 1854, vice Fremont, resigned.

I am, sir, with great respect, your ob't serv't,

JEFFER. DAVIS.

Secretary of War.

TO THE PRESIDENT OF THE UNITED STATES.

The messages were read.

On motion by Mr. Slidell,

The Senate, by unanimous consent, proceeded to consider the nomination of Cade D. Strickland; and

Resolved, That the Senate advise and consent to his appointment, agreeably to the nomination.

Ordered, That the nomination of Nathaniel Michler and other officers for promotion in the Army be referred to the Committee on Military Affairs.

Mr. Sebastian, from the Committee on Indian Affairs, to whom was referred, the 16th January, the nomination of James M. Gatewood, reported; and,

After debate,

Resolved, That the Senate do not advise and consent to the appointment of James M. Gatewood to be agent for the Otoes, Missourias, Pawnees, and Omahas, vice John E. Barrow, removed.

On motion by Mr. Sebastian,

The Senate proceeded to consider the nomination of Michael Steck; and,

After debate,

Resolved, That the Senate advise and consent to his appointment, agreeably to the nomination.

WEDNESDAY, MAY 10, 1854.

The following messages were received from the President of the United States, by Mr. Webster, his secretary:

To the Senate of the United States:

I nominate for appointment to the office of attorney of the United States for the northern district of Mississippi John A. Orr, in the place of Nathaniel S. Price, deceased.

FRANKLIN PIERCE.

WASHINGTON, 4 May, 1854.

To the Senate of the United States:

I hereby nominate William G. Vogt to be deputy postmaster at Iowa City, county of Johnson, State of Iowa, in place of George Paul, resigned.

FRANKLIN PIERCE.

WASHINGTON, May 8, 1854.

The messages were read.

Ordered, That the nomination of John A. Orr be referred to the Committee on the Judiciary.

On motion by Mr. Jones, of Iowa,

The Senate, by unanimous consent, proceeded to consider the nomination of William G. Vogt; and

Resolved, That the Senate advise and consent to his appointment, agreeably to the nomination.

On motion by Mr. Clayton,

The Senate, as in Committee of the Whole, resumed the consideration of the new draft of a general convention of friendship, reciprocal establishments, commerce, and for the surrender of fugitive criminals, between the United States of America and the Swiss Confederation, concluded at the city of Berne, the 25th of November, 1850.

Mr. Pettit submitted the following amendment, viz:

Strike out the last clause of the fifth article, in the following words:

“But in case real estate situated within the territories of one of the contracting parties should fall to a citizen of the other party who, on account of his being an alien, could not be permitted to hold such property in the State or in the canton in which it may be situated, there shall be accorded to the said heir or other successor a term of not less than three years to sell such property; he shall be at liberty at all times to withdraw and export the proceeds thereof without difficulty, and without paying to the Government any other charges than those which, in a similar case, would be paid by an inhabitant of the country in which the real estate may be situated.”

After debate,

The question was stated, Shall the words proposed to be stricken out stand as part of the fifth article?

And

Those who voted in the affirmative are,

Messrs. Bell, Benjamin, Brodhead, Clayton, Mason, Pearce, Rush, Sebastian, Slidell, Stuart, Wright.

Those who voted in the negative are,

Messrs. Allen, Badger, Butler, Chase, Dawson, Dodge of Wisconsin, Dodge of Iowa, Fish, Fitzpatrick, James, Jones of Iowa, Mallory, Pettit, Pratt, Toombs, Toucey, Weller, Williams.

A quorum of the Senate not being present,

On motion by Mr. Weller,

The Senate adjourned.

FRIDAY, MAY 19, 1854.

The following messages were received from the President of the United States by Mr. Webster, his secretary:

To the Senate of the United States:

I nominate for appointment to the office of attorney of the United States for the southern district of California, Pacificus Ord, in the place of Isaac S. R. Ogin, resigned.

FRANKLIN PIERCE.

WASHINGTON, May 11, 1854.

To the Senate of the United States:

I nominate Edward Hunter for appointment to the office of marshal of the United States for the southern district of California, in the place of Pablo Noriega, resigned.

FRANKLIN PIERCE.

11 MAY, 1854.

To the Senate of the United States:

I nominate Michael Quinn, now a first assistant engineer, to be a chief engineer in the Navy, from the 15th of December, 1853, to fill a vacancy occasioned by the promotion of Daniel B. Martin as engineer-in-chief of the Navy.

Thomas J. Turner to be an assistant surgeon in the Navy, from the 16th of December, 1853, to fill the vacancy occasioned by the death of Passed Assistant Surgeon Robert E. Wall.

FRANKLIN PIERCE.

WASHINGTON, May 8, 1854.

To the Senate of the United States :

I nominate Marcus L. Olds, of Minnesota Territory, to be register, and Roswell P. Russell, of said Territory, to be receiver of public moneys, for the Minneapolis land district in Minnesota Territory.

FRANKLIN PIERCE.

WASHINGTON, *May 8, 1854.*

To the Senate of the United States :

I nominate John R. Bennet, of Missouri, to be register, and John H. McKenny, of Iowa, to be receiver of public moneys, for the Root River land district in Minnesota Territory.

FRANKLIN PIERCE.

WASHINGTON, *May 8, 1854.*

To the Senate of the United States :

I nominate Pedro C. Carrillo to be surveyor and inspector of the revenue for the port of Santa Barbara, in the State of California, in the place of José M. Covarrubias, whose nomination is withdrawn.

FRANKLIN PIERCE.

WASHINGTON, *May 9, 1854.*

To the Senate of the United States :

I withdraw the nomination of Henry Bruce to be commander in the Navy, made on the 21st of February last.

FRANKLIN PIERCE.

WASHINGTON, *12 May, 1854.*

N. B.—Refer to accompanying letter from the Secretary of the Navy to the President :

NAVY DEPARTMENT, *May 10th, 1854.*

SIR: In consequence of a decision of the Attorney-General, dated the 8th instant, giving it as his opinion that the resignation of Commander Henry Bruce, which was accepted by the Department, was invalid on account of his insanity, I have the honor to request that his nomination to the Senate, on the 21st February last, may be withdrawn, as it is competent in virtue of this decision of the Attorney-General for the Department to restore him to his former rank without the intervention of the Senate.

As the withdrawal of Commander Bruce's nomination will affect the dates of other nominations heretofore made and not acted on by the Senate, as well as some that have been confirmed, it will be proper to withdraw the former, and for this purpose I have the honor to submit herewith a corrected list of nominations as a substitute, together with such others included therein as will fill existing vacancies, and which have not before been submitted to the Senate.

The six names already confirmed—from Henry K. Stevens to W. F. Spicer, inclusive—[see corrected list] will therefore require confirmation by the Senate with their new dates, and I respectfully ask that this may be done, agreeably to the list now submitted.

I have the honor to be, sir, with great respect, your ob't ser't,

J. C. DOBBIN.

The PRESIDENT.

To the Senate of the United States :

I nominate Joshua R. Sands to be a captain in the Navy, from the 25th of February, 1854, vice Captain T. W. Wyman, deceased.

Henry K. Hoff to be a commander in the Navy, from the 6th of February, 1854, vice Commander J. B. Cooper, deceased.

Murray Mason to be a commander in the Navy, from the 25th of February, 1854, vice J. R. Sands, promoted.

Robert W. Shufeldt to be a lieutenant in the Navy, from the 26th of October, 1853, vice Lieutenant J. Matthews, deceased.

Henry K. Stevens to be a lieutenant in the Navy, from the 15th of January, 1854, vice Lieutenant J. A. Davis, deceased.

Abner Read to be a lieutenant in the Navy, from the 6th of February, 1854, vice Henry K. Hoff, promoted.

A. C. Rhind to be a lieutenant in the Navy, from the 17th of February, 1854, vice Lieutenant E. Higgins, resigned.

R. M. Cuyler to be a lieutenant in the Navy, from the 20th of February, 1854, vice Lieutenant John Contee, resigned.

G. M. Ransom to be a lieutenant in the Navy, from the 21st February, 1854, vice Lieutenant J. F. Stenson, resigned.

Wm. F. Spicer to be a lieutenant in the Navy, from the 25th of February, 1854, vice M. Mason, promoted.

Wm. W. Roberts to be a lieutenant in the Navy, from the 1st March, 1854, vice Lieutenant C. H. Baldwin, resigned.

Reginald Fairfax to be a lieutenant in the Navy, from the 28th of April, 1854, vice Lieutenant S. Blunt, deceased.

Somerville Nicholson to be a lieutenant in the Navy, from the 5th of May, 1854, vice Lieutenant N. T. Wingate, deceased.

FRANKLIN PIERCE.

WASHINGTON, *May 12 1854.*

To the Senate of the United States:

I nominate Henry C. Matsell, of New York, to be consul of the United States for the port of La Union, in the Republic of San Salvador.

FRANKLIN PIERCE.

WASHINGTON, *15th May, 1854.*

To the Senate of the United States:

I nominate P. D. Henri to be surveyor and inspector of the revenue for the port of Bayou St. John, in the State of Louisiana, vice P. P. Labarre, removed.

FRANKLIN PIERCE.

WASHINGTON, *May 15, 1854.*

To the Senate of the United States:

I hereby nominate James Murphy to be deputy postmaster at Williamsburg, county of Kings, State of New York, in place of John T. Runcie, removed.

FRANKLIN PIERCE.

WASHINGTON, D. C., *May 15th, 1854.*

To the Senate of the United States:

I nominate Doctor Robert L. Brodie, of South Carolina, for the appointment of assistant surgeon in the Army of the United States, as proposed in the accompanying communication from the Secretary of War.

FRANKLIN PIERCE.

WASHINGTON, *May 15, 1854.*

To the Senate of the United States :

I nominate Charles H. Taylor, of Michigan, to be register, and Hiram A. Rood, of Michigan, to be receiver of public moneys, for the Sheboygan land district, in Michigan.

FRANKLIN PIERCE.

WASHINGTON, *May 17, 1854.*

To the Senate of the United States :

I nominate Samuel S. Houston, of Alabama, to be receiver of public moneys at St. Stephens, Alabama, vice Jackson W. Faith, removed.

FRANKLIN PIERCE.

WASHINGTON, *May 17, 1854.*

To the Senate of the United States :

A commission having been granted during the recess of the Senate to Ithamar W. Beard as assistant treasurer of the United States at Boston, in the State of Massachusetts, vice Henry M. Bishop, who was nominated to and confirmed by the Senate, in place of Franklin Haven, resigned, but whose commission was not issued, I now nominate him to the same.

FRANKLIN PIERCE.

WASHINGTON, *May 17, 1854.*

To the Senate of the United States :

A commission having been granted during the recess of the Senate to John J. Cisco as assissant treasurer of the United States and treasurer of the assay office at New York, in the State of New York, vice John A. Dix, resigned, I now nominate him to the same.

FRANKLIN PIERCE.

WASHINGTON, *May 17, 1854.*

To the Senate of the United States :

A commission having been granted during the recess of the Senate to James Brewer as treasurer of the branch mint and assistant treasurer of the United States at New Orleans, in the State of Louisiana, vice John M. Bell, declined, I now nominate him to the same.

FRANKLIN PIERCE.

WASHINGTON, *May 17, 1854.*

To the Senate of the United States :

A commission having been granted during the recess of the Senate to Julius M. Patton as superintendent of the branch mint at Dahlonega, in the State of Georgia, vice Jacob R. Davis, removed, I now nominate him to the same.

FRANKLIN PIERCE.

WASHINGTON, *May 17, 1854.*

To the Senate of the United States :

A commission having been granted during the recess of the Senate to Isaac L. Todd as assayer of the branch mint at Dahlonega, in the State of Georgia, vice John D. Field, jr., declined, I now nominate him to the same.

FRANKLIN PIERCE.

WASHINGTON, *May 18, 1854.*

To the Senate of the United States :

A commission having been granted during the recess of the Senate to John D. Field, jr., as coiner of the branch mint at Dahlonega, in the State of Georgia, vice Robert H. Moore, removed, I now nominate him to the same.

FRANKLIN PIERCE.

WASHINGTON, May 17, 1854.

To the Senate of the United States :

I nominate William Day, of Pennsylvania, to be consul of the United States for the city of Lyons, in France, in the place of Charles S. I. Goodrich, recalled.

FRANKLIN PIERCE.

WASHINGTON, May 17, 1854.

To the Senate of the United States :

I nominate George Hepner, of Iowa, to be agent for the Otoes, Missourias, Pawnees, and Omahas, vice James M. Gatewood.

FRANKLIN PIERCE.

WASHINGTON, May 17, 1854.

The messages were read.

Ordered, That the nominations of Pacificus Ord and Edward Hunter be referred to the Committee on the Judiciary.

Ordered, That the nominations of Michael Quinn, Thomas J. Turner, Joshua R. Sands, and other officers for promotion in the Navy, be referred to the Committee on Naval Affairs.

Ordered, That the nominations of Pedro U. Carrillo, Henry C. Mat-sell, and William Day be referred to the Committee on Commerce.

Ordered, That the nomination of Robert L. Brodie be referred to the Committee on Military Affairs.

Ordered, That the nominations of Ithamar W. Beard, John J. Cisco, Julius M. Patton, Isaac L. Todd, and John D. Field, junior, be referred to the Committee on Finances.

On motion by Mr. Dodge, of Iowa,

The Senate, by unanimous consent, proceeded to consider the nominations of Marcus L. Olds, Roswell P. Russell, John R. Bennet, John H. McKenny, Charles L. Taylor, Hiram A. Rood, and Samuel S. Houston; and

Resolved, That the Senate advise and consent to the appointment of the said persons, agreeably to their nominations respectively.

On motion by Mr. Slidell,

The Senate, by unanimous consent, proceeded to consider the nominations of P. D. Henri and James Brewer; and

Resolved, That the Senate advise and consent to the appointment of the said persons, agreeably to their nominations respectively.

On motion by Mr. Brodhead,

The Senate, by unanimous consent, proceeded to consider the nomination of James Murphy; and

Resolved, That the Senate advise and consent to his appointment, agreeably to the nomination.

On motion by Mr. Atchison,

The Senate, by unanimous consent, proceeded to consider the nomination of George Hepburn; and

Resolved, That the Senate advise and consent to his appointment, agreeably to the nomination.

MONDAY, MAY 22, 1854.

The following messages were received from the President of the United States, by Mr. Webster, his secretary :

To the Senate of the United States :

I nominate William W. H. Davis, of New Mexico, to be secretary of the Territory of New Mexico from and after the first day of August next, in the place of William S. Messeroy, whose resignation will take effect on that day.

FRANKLIN PIERCE.

WASHINGTON, 19 May, 1854.

To the Senate of the United States :

I nominate James A. Peden, of Florida, to be chargé d'affaires of the United States in the Republic of Buenos Ayres, in the place of William H. Bissell, declined.

FRANKLIN PIERCE.

WASHINGTON, 19 May, 1854.

To the Senate of the United States :

I nominate Seth B. Farwell, of Illinois, to be a commissioner under the act of Congress approved 3d of March, 1851, entitled "An act to ascertain and settle the private land claims in California," vice Thompson Campbell, resigned, whose resignation will take effect July 1, 1854.

FRANKLIN PIERCE.

WASHINGTON, May 19, 1854.

The messages were read.

On motion by Mr. Brodhead,

The Senate, by unanimous consent, proceeded to consider the nomination of William W. H. Davis; and

Resolved, That the Senate advise and consent to his appointment, agreeably to the nomination.

On motion by Mr. Weller,

The Senate, by unanimous consent, proceeded to consider the nomination of Seth B. Farwell; and

Resolved, That the Senate advise and consent to his appointment, agreeably to the nomination.

On motion,

The Senate, by unanimous consent, proceeded to consider the nomination of James A. Peden; and

Resolved, That the Senate advise and consent to his appointment, agreeably to the nomination.

Mr. Mallory, from the Committee on Naval Affairs, to whom were referred, the 19th instant, the nominations of Michael Quinn, Thomas J. Turner, Joshua R. Sands, Henry K. Hoff, Murray Mason, Robert W. Shufeldt, Henry K. Stevens, Abner Read, A. C. Rhind, R. M. Cuyler, G. M. Ransom, Wm. F. Spicer, William W. Roberts, Reginald Fairfax, and Somerville Nicholson, reported.

Whereupon

Resolved, That the Senate advise and consent to the appointment of the said persons, agreeably to their nominations respectively.

Mr. Hunter, from the Committee on Finance, to whom were referred, the 19th instant, the nominations of Ithamar W. Blunt, John J. Cisco, Julius M. Patton, Isaac L. Todd, and John D. Field, reported.

Whereupon

Resolved, That the Senate advise and consent to the appointment of the said persons, agreeably to their nominations respectively.

Mr. Shields, from the Committee on Military Affairs, to whom were referred, the 31st March, the nominations of John G. Foster, James St. C. Morton, George B. Anderson, Richard Arnold, Henry F. Witter, on the 4th instant those of Nathaniel Mickler, John G. Parke, Adam J. Slemmer, and Charles L. Winder, and on the 19th instant that of Robert L. Brodie, reported.

Whereupon

Resolved, That the Senate advise and consent to the appointment of the said persons, agreeably to their nominations respectively.

On motion by Mr. Fish that the vote on the resolution advising and consenting to the appointment of James Murphy be reconsidered,

Ordered, That the consideration of the said motion be postponed until to-morrow.

MONDAY, MAY 29, 1854.

The following messages were received from the President of the United States, by Mr. Webster, his secretary:

To the Senate of the United States :

I hereby nominate William D. Holt to be deputy postmaster at Covington, Kenton County, Kentucky, in place of James Kelly, resigned.
FRANKLIN PIERCE.

EXECUTIVE CHAMBER, May 23, 1854.

To the Senate of the United States :

I nominate William Adair, of Illinois, to be receiver of public moneys at Kaskaskia, Illinois, vice Elzey C. Coffey, whose term of office has expired.

FRANKLIN PIERCE.

WASHINGTON, May 25, 1854.

To the Senate of the United States :

I nominate J. O'Connor Barclay, now a passed assistant surgeon, to be a surgeon in the Navy from the 4th of April, 1854, vice Surgeon Wm. L. Vanhorn, deceased.

Michael O'Hara to be an assistant surgeon in the Navy, vice Passed Assistant Surgeon J. B. Gould, resigned.

R. P. Daniel to be an assistant surgeon in the Navy, vice Passed Assistant Surgeon J. O'Connor Barclay, promoted.

Samuel Richard Swann to be an assistant surgeon in the Navy, vice Assistant Surgeon A. A. Franklin Hill, resigned.

FRANKLIN PIERCE.

WASHINGTON, May 28, 1854.

To the Senate of the United States :

I nominate Charles H. Wheelwright, now a passed assistant surgeon, to be a surgeon in the Navy from the 5th of April, 1854, vice Surgeon A. G. Gambril, deceased.

Frank A. Walke to be an assistant surgeon in the Navy, vice Passed Assistant Surgeon C. H. Wheelwright, promoted.

FRANKLIN PIERCE.

WASHINGTON, May 28, 1854.

To the Senate of the United States :

I hereby nominate Daniel G. Waldron to be deputy postmaster at Coloma, county of El Dorado, State of California, in place of A. D. Waldron, declined.

FRANKLIN PIERCE.

WASHINGTON, May 29, 1854.

To the Senate of the United States :

I hereby nominate James Letford to be deputy postmaster at Sonora, county of Tuolumne, State of California, in place of Hiram W. Theall, resigned.

FRANKLIN PIERCE.

WASHINGTON, May 29, 1854.

To the Senate of the United States :

I hereby nominate T. T. Hooper to be deputy postmaster at Benicia, county of Solano, State of California, in place of James Miller, resigned,

FRANKLIN PIERCE.

WASHINGTON, May 29, 1854.

To the Senate of the United States :

I nominate for appointment to the office of attorney of the United States for the Territory of New Mexico, Edwin Sitgreaves, in the place of William W. H. Davis, resigned.

FRANKLIN PIERCE.

WASHINGTON, 29 May, 1854.

To the Senate of the United States :

I nominate Canfield Dorwin, a native of Vermont, to be consul of the United States for the port of Montreal, in Canada.

FRANKLIN PIERCE.

WASHINGTON, 29 May, 1854.

To the Senate of the United States :

I nominate James Larkins, of Alabama, to be receiver of public moneys at Elba, Alabama, vice Willis Darby, resigned.

FRANKLIN PIERCE.

WASHINGTON, May 29, 1854.

To the Senate of the United States :

23 I communicate to the Senate herewith, for its constitutional action thereon, a treaty negotiated on the 12th instant at the Falls of Wolf River, in Wisconsin, by Francis Huebschmann, superintendent of Indian affairs for the Northern Superintendency, and the Menomonee Indians, by the chiefs, headmen, and warriors of that tribe.

FRANKLIN PIERCE.

WASHINGTON, May 29, 1854.

To the Senate of the United States :

24 I communicate to the Senate herewith, for its constitutional action thereon, four several treaties recently negotiated in this city by George W. Manypenny, as commissioner on the part of the United States, with the delegates of the Delaware, Ioway, Kickapoo, and Sac and Fox tribes of Indians.

FRANKLIN PIERCE.

WASHINGTON, May 25, 1854.

The messages were read.

Ordered, That the nominations of William D. Holt, Daniel G. Waldron, James Letford, and T. T. Hooper be referred to the Committee on the Post-Office and Post-Roads.

Ordered, That the nominations of William Adair be referred to the Committee on Public Lands.

Ordered, That the nominations for promotion and appointment of surgeons and assistant surgeons in the Navy be referred to the Committee on Naval Affairs.

Ordered, That the nomination of Edwin Sitgraves be referred to the Committee on the Judiciary.

On motion by Mr. Brodhead,

The Senate, by unanimous consent, proceeded to consider the nomination of Canfield Dorwin; and

Resolved, That the Senate advise and consent to his appointment, agreeably to the nomination.

On motion by Mr. Fitzpatrick,

The Senate, by unanimous consent, proceeded to consider the nomination of James Larkins; and

Resolved, That the Senate advise and consent to his appointment, agreeably to the nomination.

The articles of agreement made and concluded at the Falls of Wolf River, in the State of Wisconsin, on the 12th day of May, 1854, between the United States of America, by Francis Huebschmann, superintendent of Indian affairs, duly authorized thereto, and the Menomonee tribe of Indians, by the chief, headmen, and warriors of said tribe, such articles being supplementary and amendatory to the treaty made between the United States and said tribe on the 18th of October, 1848, were read the first time.

23

The articles of agreement and convention made and concluded at the city of Washington, this 6th day of May, 1854, by George W. Many-penny, as commissioner on the part of the United States, and the following named delegates of the Delaware tribe of Indians, viz: Sarcoxe, Ne-con-he-cond, Kock-ka-to-wha, Qua-cor-now-ha, or James Segondyne; Ne-sha-pa-na-cumin, or Charles Journeycake; Que-sha-to-wha, or John Ketchum; Pondoxy, or George Bullet; Kock, Kock-guas, or James Ketchem; Ah-lah-a-chick, or James Conner, they being thereto duly authorized by said tribe, were read the first time.

24

The articles of agreement and convention made and concluded at the city of Washington, this 18th day of May, 1854, by George W. Many-penny, commissioner on the part of the United States, and the following named delegates of the Kickapoo tribe of Indians, viz: Pah-kah-kah, or John Kennekuk; Kap i-a-mah, or the Fox Carrier; No-ka-wat, or the Fox Hair; Pe-sha-gon, or Tug Made of Bear Skin; and Ke-wi-sah-tuk, or Walking Bear, or Squire, thereto duly authorized by said tribe, were read the first time.

25

The articles of agreement and convention made and concluded at the city of Washington, this 18th day of May, 1854, by George W. Many-penny, commissioner on the part of the United States, and the following named delegates of the Sacs and Foxes of Missouri, viz: Pe-to-o-ke-mah, or Hard Fish; Mo-less, or Wah-pe-nem-mah, or Sturgeon; Ne-sont-quoit, or Bear; Mo-ko-ho-ko, or Jumping Fish; and No-ko-what, or Fox, they being thereto duly authorized by the said Sac and Fox Indians, were read the first time.

27

The articles of agreement and convention made and concluded at the city of Washington, this seventeenth day of May, one thousand eight

26

hundred and fifty-four, by George W. Manypenny, commissioner on the part of the United States, and the following-named delegates of the Ioway tribe of Indians, viz: Nan-chee-ning-a, or No Heart; Shoon-ty-ing-a, or Little Wolf; Wah-moon-a-ka, or the Man Who Steals, and Nai-ge-ga-rash, or British, they being thereto duly authorized by said tribe, were read the first time.

On motion by Mr. Sebastian,

23-27 *Ordered*, That the five treaties with Indian tribes, together with the messages and documents received this day, be referred to the Committee on Indian Affairs, and be printed in confidence for the use of the Senate.

Mr. Hamlin, from the Committee on Commerce, to whom were referred, the 19th instant, the nominations of Pedro C. Carrillo, Henry C. Mat-sell, and William Day, reported.

Whereupon

Resolved, That the Senate advise and consent to the appointment of the said persons, agreeably to their nominations respectively.

On motion by Mr. Fish,

Resolved, That the President of the United States be requested to re-turn to the Senate the resolution advising and consenting to the ap-pointment of James Murphy to be deputy postmaster at Williamsburg, New York.

Mr. Slidell submitted the following resolution for consideration :

Resolved, That in the opinion of Senate it is expedient and in con-formity with the interests and sound policy of the United State that the eighth article of the treaty between this Government and Great Britain of the 9th of August, 1842, should be abrogated ; and that, should the President of the United States concur in this opinion, he be requested to signify to the Government of Great Britain, in conformity with the eleventh article of that treaty, the wish of this Government to terminate the said article.

On motion by Mr. Slidell,

Ordered, That the said resolution be referred to the Committee on Foreign Relations.

The Senate, as in Committee of the Whole, resumed the consideration of the new draft of a general convention of friendship, reciprocal estab-lishments, commerce, and for the surrender of fugitive criminals between the United States of America and the Swiss Confederation, concluded at the city of Berne the 25th of November, 1850.

On motion by Mr. Pettit, and by unanimous consent,

Ordered, That he have leave to withdraw the amendment submitted by him the 10th instant.

Mr. Mason submitted the following amendment, viz: Strike out of the last clause of article 5 the words "a term of not less than three years," and insert in lieu thereof *such term as the laws of the State or canton will permit*.

The questions were respectively stated on striking out and inserting; and they were severally unanimously determined in the affirmative. .

No further amendment being proposed, the treaty was reported to the Senate.

The questions on striking out and inserting, as agreed to in Commit-tee of the Whole, were again severally stated, and again unanimously determined in the affirmative.

Mr. Mason submitted the following resolution :

Resolved (two-thirds of the Senators present concurring), That the Senate advise and consent to the ratification of the new draft of a gen-

eral convention of friendship, reciprocal establishments, commerce, and for the surrender of fugitive criminals between the United States of America and the Swiss Confederation, concluded at the city of Berne, the 25th of November, 1850, with the following amendment:

Strike out of the last clause of article 5 the words "a term of not less than three years," and insert in lieu thereof *such term as the laws of the State or canton will permit.*

The Senate, by unanimous consent, proceeded to consider the said resolution, and unanimously agreed thereto:

Ordered, That the Secretary lay the said resolution before the President of the United States.

WEDNESDAY, MAY 31, 1854.

The following messages were received from the President of the United States, by Mr. Webster, his secretary:

To the Senate of the United States:

I nominate the officers named in the accompanying communication for regular promotion in the Army of the United States, as proposed by the Secretary of War.

FRANKLIN PIERCE.

WASHINGTON, May 29, 1854.

WAR DEPARTMENT, May 29, 1854.

SIR: I have the honor to propose for your approbation the following list of officers for regular promotion in the Army of the United States:

Ordnance Department.

Brevet Second Lieutenant Joshua W. Sill to be second lieutenant May 11, 1854, the date of Captain Ringgold's death.

Fourth Regiment of Infantry.

First Lieutenant Thomas J. Montgomery to be captain, March 27, 1854, vice Larnard, deceased.

Second Lieutenant Benjamin D. Forsythe to be first lieutenant, March 27, 1854, vice Montgomery, promoted.

Brevet Second Lieutenant William Myers, of the the Fifth Regiment of Infantry, to be second lieutenant, March 27, 1854, vice Forsythe, promoted.

I am, sir, with great respect, your ob't serv't,

JEFFER. DAVIS,
Secretary of War.

To the PRESIDENT OF THE UNITED STATES.

To the Senate of the United States:

I nominate Thomas J. Henley to be superintendent of Indian affairs in the State of California, vice Edward F. Beale, removed.

FRANKLIN PIERCE.

WASHINGTON, May 30, 1854.

The messages were read.

Ordered, That the nominations for promotions in the Army be referred to the Committee on Military Affairs.

On motion by Mr. Gwin,

The Senate, by unanimous consent, proceeded to consider the nomination of Thomas J. Henley; and

Resolved, That the Senate advise and consent to his appointment, agreeably to the nomination.

Mr. Toucey, from the Committee on the Judiciary, to whom were referred, the 10th instant, the nomination of Jehu A. Orr, and on the 29th instant that of Edwin Sitgreaves, reported.

On motion by Mr. Brown,

Resolved, That the Senate advise and consent to the appointment of Jehu A. Orr, agreeably to the nomination.

Mr. Gwin, from the Committee on Naval Affairs, to whom were referred, the 29th instant, the nominations of J. O'Connor Barclay, Michael O'Hara, R. P. Daniel, Samuel Richard Swann, Charles H. Wheelwright, and Frank A. Walke, reported.

Whereupon

Resolved, That the Senate advise and consent to the appointment of the said persons, agreeably to their nominations respectively.

Mr. Stuart, from the Committee on Public Lands, to whom was referred, the 29th instant, the nomination of William Adair, reported.

Whereupon

Resolved, That the Senate advise and consent to his appointment, agreeably to the nomination.

TUESDAY, JUNE 13, 1854.

Mr. Mason, from the Committee on Foreign Relations, to whom was referred, the 20th December last, the treaty of friendship, commerce, and navigation between the United States and the Argentine Confederation, concluded at San José on the 27th day of July, in the year of our Lord 1853, reported it without amendment.

The treaty was read the second time and considered as in Committee of the Whole; and no amendment being made thereto, it was reported to the Senate.

Mr. Mason submitted the following resolution for consideration:

Resolved (two-thirds of the Senators present concurring), That the Senate advise and consent to the ratification of the treaty of friendship, commerce, and navigation between the United States and the Argentine Confederation, concluded at San José on the 27th day of July, in the year of our Lord 1853.

The Senate, by unanimous consent, proceeded to consider the said resolution, and unanimously agreed thereto.

Ordered, That the Secretary lay the said resolution before the President of the United States.

On motion by Mr. Mason,

The treaty for the free navigation of the rivers Parana and Uruguay between the United States and the Argentine Confederation, concluded at San José de Flores on the 10th of July, in the year of our Lord 1853, was read the second time, and considered as in Committee of the Whole; and no amendment being made thereto, it was reported to the Senate.

Mr. Mason submitted the following resolution for consideration:

Resolved (two-thirds of the Senators present concurring), That the Senate advise and consent to the ratification of the treaty for the free navigation of the rivers Parana and Uruguay between the United States and the Argentine Confederation, concluded at San José de Flores on the 10th of July, in the year of our Lord 1853.

The Senate, by unanimous consent, proceeded to consider the said resolution, and unanimously agreed thereto.

Ordered, That the Secretary lay the said resolution before the President of the United States.

Mr. Mason, from the Committee on Foreign Relations, to whom was referred, the 20th December last, the treaty of friendship, commerce, and navigation between the United States of America and the Oriental Republic of Uruguay, concluded at Monte Video on the 20th day of August, in the year of our Lord 1852, reported it without amendment.

On motion by Mr. Mason,

The Senate, as in Committee of the Whole, proceeded to consider the said treaty.

Mr. Mason submitted the following amendment, to wit:

Article 15. Strike out the words "nine months" and insert *thirty months*.

The question was stated, Shall the words proposed to be stricken out stand as part of the article?

And it was unanimously determined in the negative.

The question was stated, Shall the words proposed to be inserted stand as part of the article?

And it was unanimously determined in the affirmative.

No further amendment being proposed, the treaty was reported to the Senate.

Mr. Mason submitted the following resolution for consideration:

Resolved (two-thirds of the Senators present concurring), That the Senate advise and consent to the ratification of the treaty of friendship, commerce, and navigation, between the United States of America and the Oriental Republic of Uruguay, concluded at Monte Video on the 28th day of August, in the year of our Lord 1852, with the following amendment:

Article 15. Strike out the words "nine months" and insert *thirty months*.

The Senate, by unanimous consent, proceeded to consider the said resolution, and unanimously agreed thereto.

Ordered, That the Secretary lay the said resolution before the President of the United States.

Mr. Sebastian, from the Committee on Indian Affairs, to whom was referred, the 16th January last, the nomination of Jonathan E. Fletcher, reported.

Whereupon

Resolved, That the Senate advise and consent to his appointment agreeably to the nomination.

Mr. Shields, from the Committee on Military Affairs, to whom were referred, the 31st May, the nominations of Joshua W. Sill, Thomas J. Montgomery, Benjamin D. Forsythe, and William Myers, reported.

Whereupon

Resolved, That the Senate advise and consent to the promotion of the said persons in the Army of the United States, agreeably to their nominations respectively.

Mr. Sebastian, from the Committee on Indian Affairs, to whom were referred, the 9th March last, the nineteen treaties made with various tribes and bands of Indians in the Territory of Oregon, reported them severally without amendment.

On motion by Mr. Sebastian,

Ordered, That the said nineteen treaties severally lie on the table.

Mr. Slidell, from the Committee on Foreign Relations, to whom was referred, the 29th May, the resolution relative to the abrogation of the 8th article of the treaty with Great Britain of the 9th August, 1842, for the employment of a naval force on the coast of Africa. submitted the following report:

The Committee on Foreign Relations, to whom was referred the resolution submitted by Mr. Slidell on the 29th May, 1854, "that in the opinion of the Senate it is expedient and in conformity with the interests and sound policy of the United States that the eighth article of the treaty between this Government and Great Britain of the 9th of August, 1842, should be abrogated; and that, should the President of the United States concur in this opinion, he be requested to signify to the Government of Great Britain, in conformity with the eleventh article of that treaty, the wish of this Government to terminate the said eighth article," have had the same under consideration, and now respectfully report:

28 That by the eighth article of the treaty with Great Britain made at Washington on the ninth of August, eighteen hundred and forty-two, commonly known as the Ashburton treaty, "the parties mutually stipulate that each shall prepare, equip, and maintain in service, on the coast of Africa, a sufficient and adequate squadron or naval force of vessels, of suitable numbers and descriptions, to carry in all not less than eighty guns, to enforce, separately and respectively, the laws, rights, and obligations of each of the two countries for the suppression of the slave trade; the said squadrons to be independent of each other, but the two Governments stipulating, nevertheless, to give such orders to the officers commanding their respective forces as shall enable them most effectually to act in concert and co-operation upon mutual consultation, as exigencies may arise, for the attainment of the true object of this article; copies of all such orders to be communicated by each Government to the other, respectively."

By the eleventh article of the same treaty it is declared that the eighth article shall be in force for five years from the date of exchange of the ratification, and afterwards until one or the other party shall signify a wish to terminate it.

The policy of stipulations of this kind with any foreign power may well be questioned on general grounds; but your committee do not think it necessary to enter upon so large and debatable a field of discussion, and will confine themselves to an examination of the question whether, admitting the propriety and expediency of the measure at the time of its adoption, with the imperfect or erroneous information then possessed, it be not proper and expedient now to abrogate it. It was then supposed that the most efficient mode of suppressing the slave-trade was to employ numerous cruisers on the coast of Africa, and the very caption of the treaty indicates the results that were expected to be obtained by it. It is entitled "A treaty to define and settle the boundaries between the territories of the United States and the possessions of Her Britannic Majesty in North America, and for the final suppression of the African slave trade, &c." It was believed that the best point for the employment of a naval force for the attainment of an object which the people and Government of the United States desired quite as earnestly as Her Britannic Majesty and her subjects was the coast of Africa. An experience of twelve years has demonstrated the fallacy of that opinion.

Large squadrons have been kept up during that period by the two powers, at an enormous expense in money and with a lamentable loss

of life and destruction of the health of the officers and men employed in that noxious climate. And what has been the result? Let the record show. The British squadron comprises several steamers, counting in all twenty-seven vessels, carrying about three hundred guns and three thousand men. The annual expense of the squadron is £706,454 = \$3,500,000. This is the expense proper of the squadron. That of auxiliary establishments on the coast connected with this service, and which might otherwise be dispensed with, is estimated at from £300,000 to £500,000. Take the lowest figure, and you have \$1,500,000 to add to the direct cost of the squadron, making a total annual expenditure of \$5,000,000. In 1845 alone the number of deaths of officers and men was 259; of officers and men invalided, 271.

The United States have four vessels and eighty guns on the coast of Africa, being about one-eighth of our whole naval force afloat; and, as the estimated expenditure of the Navy, after deducting special objects, such as transportation of the mail in steamships, improvement of navy-yards, &c., is \$8,351,171, the annual cost of this squadron may be fairly calculated at \$800,000, or \$10,000 per gun. This, it will be observed, is considerably less than the cost per gun of the British squadron, which is about \$11,700.

It is a subject of congratulation, however, that for the last four years the mortality of our officers and men employed on this service bears a favorable comparison with that of other stations. This the Navy Department attributes to the extraordinary sanitary measures adopted by the officers of the squadron.

France, at one time, obliged herself to keep up an equal force with Great Britain on the coast of Africa, say twenty-six vessels; but, finding the engagement too onerous, she applied to the British Government for a modification of the treaty, which was conceded, and she now has only twelve vessels so employed. There are no precise data on which the expenditure of France can be established, but estimating it by the proportion of vessels employed, say twelve to twenty-six, it would be about \$1,600,000. The annual joint expenditure of England, France, and the United States thus appears to be \$7,400,000.

Mr. Hutt, the chairman of the select committee of the House of Commons appointed to investigate this question, stated on the 19th of March, 1850, "that the number of slaves exported from Africa had sunk down in 1842, the very year of the negotiation of the Ashburton treaty, to very nearly 30,000. In 1843 it rose—55,000; in 1846 it was 76,000; in 1847 it was 84,000, and was then in a state of unusual activity." Sir Charles Hotham, who commanded for several years on the coast of Africa, and who is one of the most distinguished officers of the British navy, on his examination before the select committee, thus replied to queries propounded to him:

"Was the force under your command in a high state of discipline, generally speaking?"

"I thought so."

"Were your views carried out by the officers under your command to your entire satisfaction?"

"Entirely so."

"What was the result of your operations; did you succeed in stopping the slave trade?"

"No."

"Did you cripple it to such an extent as is, in your opinion, calculated to give to the slave trade a permanent check?"

"No."

"Do you consider that the slave trade has been generally regulated by the strength and efficiency of the British squadron on the coast or by the commercial demand for slaves?"

"I consider it is entirely dependent upon the commercial demand for slaves, and has little or no connection with the squadron."

"You think that the present system is open to many grave objections on other accounts, and that it will not succeed?"

"Experience has proven the present system to be futile."

The total result of the operations of our squadron during twelve years has been the capture of fourteen vessels.

The African slave trade has, it is believed, been entirely suppressed in Brazil, and in this hemisphere the remaining colonies of Spain—Cuba and Porto Rico—are its only marts. Your committee think that if the American flag be still employed in this nefarious traffic now prohibited by every Christian nation and surreptitiously tolerated by Spain alone, the abuse can be more effectually corrected by the employment of our cruisers in the vicinity of those islands.

It would seem to be almost superfluous on the part of your committee to say that in recommending the adoption of the resolution under consideration they repudiate the most remote intention of relaxing in any degree the stringency of our legislation on the subject of the African slave trade. Its continuance, while it is so justly odious on moral grounds, is in every way prejudicial to our commercial and agricultural interests.

The abrogation of the eighth article of the Ashburton treaty does not necessarily imply the purpose of withdrawing our squadron from the coast of Africa. A portion of it, indeed, must necessarily be retained there to protect our commerce. Its only effect will be to enable the Executive to employ the force now stationed there at any other point where its service may be more useful. We should still be bound, by the eleventh article of the treaty of Ghent, to use, in the language of that article, "our best endeavors to promote the desirable object of the entire abolition of the slave trade." And none can doubt that it will continue to be faithfully observed, as it has heretofore been, in letter and spirit.

Your committee recommend the adoption of the resolution.

The report was read.

On motion by Mr. Slidell,

Ordered, That it be printed in confidence for the use of the Senate.

WEDNESDAY, JUNE 14, 1854.

Mr. Rusk, from the Committee on the Post-Office and Post-Roads, to whom was referred, the 29th May, the nomination of William D. Holt, reported.

Whereupon

Resolved, That the Senate advise and consent to his appointment, agreeably to the nomination.

MONDAY, JUNE 19, 1854.

The President *pro tempore* presented the memorial of James W. Schaumburg claiming right to nomination and promotion as an officer of the Dragoons of the United States Army; which was referred to the Committee on Military Affairs.

Mr. Sebastian, from the Committee on Indian Affairs, to whom was referred, the 10th of April last, the articles of a convention between the

United States and the Winnebago tribe of Indians, of the 6 August, 1853, reported it without amendment.

The said articles of the convention were read the second time, and considered as in Committee of the Whole.

Mr. Sebastian submitted the following amendments:

Article II. Strike out the following words: "The following boundaries, to wit: Beginning at the mouth of Crow River; thence up the Mississippi River with its meanders, to the mouth of Clearwater River; thence up said Clearwater River to its head; thence directly west until the line comes to Crow River; thence down said Crow River to the place of beginning; said country supposed to contain about five hundred thousand acres."

And insert the following words in lieu of those stricken out:

A square of twenty miles, high up on the southern main branch of Crow River, and measured from the center of Red Cedar Island Lake, embracing two hundred and fifty-six thousand acres, or within the Sioux Reservation, upon the Saint Peter's River, at the discretion of the President, with the consent of said Indians.

Insert the following as a new article:

Article 7. *It is further agreed between the United States and the Winnebago tribes of Indians, that should it at any time hereafter be considered by the United States, as a proper policy to establish farms among and for the benefit of said Indians, it shall be discretionary with the President, by and with the advice and consent of the Senate, to change the annuities herein provided for, or any part thereof, for that purpose, and to assign their lands to them in severalty in such manner as he may prescribe.*

The questions were severally stated in the usual form, on striking out and on inserting, and were unanimously agreed to.

No further amendment being proposed, the articles of convention were reported to the Senate; and

The questions having been again severally stated in the usual form, on striking out and on inserting, and were unanimously agreed to.

Mr. Sebastian submitted the following resolution for consideration:

Resolved (two-thirds of the Senators present concurring), That the Senate advise and consent to the ratification of the articles of a convention made and concluded between Willis A. Gorman and Jonathan E. Fletcher, on the part of the United States and the chiefs and headmen of the Winnebago tribe of Indians on the 6th day of August; A. D. 1853, at a point opposite the village of Watab, on the Mississippi River, with the following amendments:

Article II. Strike out the following words: "The following boundaries, to wit: Beginning at the mouth of Crow River; thence up the Mississippi River with its meanders, to the mouth of Clearwater River; thence up said Clearwater River to its head; thence directly west until the line comes to Crow River; thence down said Crow River to the place of beginning; said country supposed to contain about five hundred thousand acres."

And insert the following words in lieu of those stricken out:

A square of twenty miles high up on the southern main branch of Crow River, and measured from the center of Red Cedar Island Lake, embracing two hundred and fifty-six thousand acres, or within the Sioux Reservation upon the St. Peters River, at the discretion of the President, with the consent of said Indians.

Insert the following as a new article:

ARTICLE 7. *It is further agreed between the United States and the Winnebago tribe of Indians, that should it at any time hereafter be considered*

by the United States as a proper policy to establish farms among and for the benefit of said Indians, it shall be discretionary with the President, by and with the advice consent of the Senate, to change the annuities herein provided for or any part thereof for that purpose and to assign their lands to them in severalty in such manner as he may prescribe.

The Senate, by unanimous consent, proceeded to consider the said resolution, and unanimously agreed thereto.

Ordered, That the Secretary lay the said resolution before the President of the United States.

WEDNESDAY, JUNE 21, 1854.

The following messages were received from the President of the United States, by Mr. Webster, his secretary :

To the Senate of the United States :

I nominate Henry Myers, of Georgia, to be a purser in the Navy of the United States, vice Joseph Bryan, resigned.

FRANKLIN PIERCE.

WASHINGTON, 5th June, 1854.

To the Senate of the United States :

I nominate Brevet Major Benjamin Alvord, captain in the Fourth Regiment of Infantry, to be a paymaster in the Army of the United States, to fill a vacancy occasioned by the resignation of Paymaster Abram Van Buren.

FRANKLIN PIERCE.

WASHINGTON, June 5, 1854.

To the Senate of the United States :

I nominate Darwin M. Stapp to be collector of the customs for the district of Saluria and inspector of the revenue for the port of La Salle, in the State of Texas, vice James W. Moore, who has declined the appointment.

FRANKLIN PIERCE.

WASHINGTON, June 5th, 1854.

To the Senate of the United States :

I nominate David A. Starkweather, of Ohio, to be envoy extraordinary and minister plenipotentiary of the United States to the Republic of Chili, in the place of Samuel Medary, resigned.

FRANKLIN PIERCE.

WASHINGTON, 19 June, 1854.

To the Senate of the United States :

I nominate the following named persons to be ministers resident of the United States in the countries in which they are now chargé d'affaires to the United States, to wit :

Robert Dale Owen, Lewis Cass, junior, John M. Daniel, Henry R. Jackson, Francis Schroeder, Henry Bedinger, August Belmont, I. I. Seibles, John L. O'Sullivan, John W. Dana, James A. Peden, Philo White, Charles Eames, James S. Green.

FRANKLIN PIERCE.

WASHINGTON, 19 June, 1854.

To the Senate of the United States :

I nominate A. Herbemont, of South Carolina, to be consul of the United States for the port of Genoa, in the Kingdom of Sardinia, in the place of E. Felix Foresti, who has not acted as such in consequence of his not having obtained an exequatur.

FRANKLIN PIERCE.

WASHINGTON, 19 June, 1854.

To the Senate of the United States:

I transmit to the Senate, for its consideration with a view to ratification, a treaty extending the right of fishing and regulating the commerce and navigation between her Britannic Majesty's possessions in North America and the United States, concluded in this city on the 5th instant between the United States and Her Britannic Majesty.

FRANKLIN PIERCE.

WASHINGTON, 20th June, 1854.

The messages were read.

On motion by Mr. Clay,

The Senate, by unanimous consent, proceeded to consider the nomination of Henry Myers; and

Resolved, That the Senate advise and consent to his appointment, agreeably to the nomination.

Ordered, That the nomination of Benjamin Alvord be referred to the Committee on Military Affairs.

Ordered, That the nomination of Darwin M. Stapp and A. Herbemont be referred to the Committee on Commerce.

Ordered, That the nominations of David A. Starkweather and Robert Dale Owen and others, to be ministers resident, be referred to the Committee on Foreign Relations.

The treaty extending the right of fishing and regulating the commerce and navigation between Her Britannic Majesty's possessions in North America and the United States, concluded in the city of Washington on the 5th day of June, anno Domini 1854, between the United States of America and Her Majesty the Queen of the United Kingdom and Ireland, was read the first time.

On motion by Mr. Mason,

Ordered, That the treaty and message be referred to the Committee on Foreign Relations and printed in confidence for the use of the Senate.

TUESDAY, JUNE 22, 1854.

The following messages were received from the President of the United States, by Mr. Webster, his secretary :

To the Senate of the United States:

I nominate Samuel Ricker, of Louisiana, to be consul of the United States for the Electorate of Hesse Cassel, the Grand Duchy of Hesse Darmstadt, and the Duchy of Nassau.

FRANKLIN PIERCE.

WASHINGTON, 22d June, 1854.

To the Senate of the United States:

I nominate William O. Butler, of Kentucky, to be governor of the Territory of Nebraska.

FRANKLIN PIERCE.

WASHINGTON, 22d June, 1854.

To the Senate of the United States :

I nominate Thomas B. Cumming, of Iowa, to be secretary of the Territory of Nebraska.

FRANKLIN PIERCE.

WASHINGTON, 22d June, 1854.

To the Senate of the United States :

I nominate for appointment to the office of chief justice of the supreme court for the Territory of Nebraska Fenner Ferguson, of Michigan.

FRANKLIN PIERCE.

WASHINGTON, 22d June, 1854.

To the Senate of the United States :

I nominate for appointment to the office of associate justice of the supreme court of the Territory of Nebraska Edward R. Hardin, of Georgia.

FRANKLIN PIERCE.

WASHINGTON, 22d June, 1854.

To the Senate of the United States :

I nominate for appointment to the office of associate justice of the supreme court of the Territory of Nebraska James Bradley, of Indiana.

FRANKLIN PIERCE.

WASHINGTON, 22d June, 1854.

To the Senate of the United States :

I nominate for appointment to the office of attorney of the United States for the Territory of Nebraska Experience Estabrook, of Wisconsin.

FRANKLIN PIERCE.

WASHINGTON, 22 June, 1854.

To the Senate of the United States :

I nominate for appointment to the office of marshal of the United States for the Territory of Nebraska Mark W. Izard, of Arkansas.

FRANKLIN PIERCE.

WASHINGTON, 22 June, 1854.

To the Senate of the United States :

I nominate Andrew H. Reeder, of Pennsylvania, to be governor of the Territory of Kansas.

FRANKLIN PIERCE

WASHINGTON, 22 June, 1854.

To the Senate of the United States :

I nominate Daniel Woodson, of Virginia, to be secretary of the Territory of Kansas.

FRANKLIN PIERCE.

WASHINGTON, 22 June, 1854.

To the Senate of the United States :

I nominate for appointment to the office of chief justice of the supreme court for the Territory of Kansas Madison Brown, of Maryland.

FRANKLIN PIERCE.

WASHINGTON, 22 June, 1854.

To the Senate of the United States :

I nominate for appointment to the office of associate justice of the supreme court for the Territory of Kansas Sanders W. Johnston, of Ohio.

FRANKLIN PIERCE.

WASHINGTON, 22 June, 1854.

To the Senate of the United States :

I nominate for appointment to the office of associate justice of the supreme court for the Territory of Kansas Rush Ellmore, of Alabama.

FRANKLIN PIERCE.

WASHINGTON, 22 June, 1854.

To the Senate of the United States :

I nominate for appointment to the office of attorney of the United States for the Territory of Kansas Andrew J. Isaacs, of Louisiana.

FRANKLIN PIERCE.

WASHINGTON, 22 June, 1854.

To the Senate of the United States :

I nominate for appointment to the office of marshal of the United States for the Territory of Kansas J. B. Donaldson, of Illinois.

FRANKLIN PIERCE.

WASHINGTON, 22 June, 1854.

The messages were read.

On motion by Mr. Slidell,

The Senate, by unanimous consent, proceeded to consider the nomination of Samuel Ricker; and

Resolved, That the Senate advise and consent to his appointment, agreeably to the nomination.

Ordered, That the nominations of William O. Butler, Thomas B. Cumming, Andrew H. Reeder, and Daniel Woodson be referred to the Committee on the Territories.

Ordered, That the nominations of Fenner Ferguson, Edward R. Hardin, James Bradley, Experience Estabrook, Mark W. Izard, Madison Brown, Sanders W. Johnston, Rush Ellmore, Andrew J. Isaacs and J. B. Donaldson, be referred to the Committee on the Judiciary.

Mr. Hamilton, from the Committee on Commerce, to whom were referred, the 21st instant, the nominations of Darwin M. Stapp and A. Herbemont, reported.

Whereupon

Resolved, That the Senate advise and consent to the appointment of the said persons, agreeably to their nominations respectively.

Mr. Fitzpatrick, from the Committee on Military Affairs, to whom was referred, the 21st instant, the nomination of Benjamin Alvord, reported.

Whereupon

Resolved, That the Senate advise and consent to his appointment, agreeably to the nomination.

Mr. Sebastian, from the Committee on Indian Affairs, to whom were referred, the 29th of May, the following treaties, reported them severally without amendment, to wit:

Articles of agreement and convention concluded the 6th May, 1854, with the Delaware tribe of Indians.

Articles of agreement and convention concluded the 18th May, 1854, with the Kickapoo tribe of Indians.

Articles of agreement and convention concluded the 17th May, 1854, with the Ioway tribe of Indians.

Articles of agreement and convention concluded the 18th May, 1854, with the Sacs and Foxes of Missouri.

THURSDAY, JUNE 29, 1854.

Mr. Shields submitted the following resolution for consideration :

Resolved, That the injunction of secrecy be removed from the treaty between the United States of America and the Mexican Republic, concluded at the city of Mexico the 30th day of December, in the year of our Lord 1853, from the proceedings of the Senate thereon, and from all documents communicated to the Senate in relation thereto.

The Senate, by unanimous consent, proceeded to consider the said resolution; and,

After debate,

Mr. Evans proposed the following amendment, to wit:

Strike out all after the word "Resolved," and insert in lieu thereof the following:

That the injunction of secrecy be removed from the treaty between the United States of America and the Mexican Republic, concluded at the City of Mexico the 30th day of December, in the year of our Lord 1853, from the proceedings and debates of the Senate thereon, and from all messages, documents, and correspondence communicated to the Senate in relation thereto, except such portions thereof, the publication of which may be considered by the Committee on Foreign Relations detrimental to the public interest.

Which amendment was accepted by Mr. Shields; and

After debate,

On motion by Mr. Hunter that the doors of the Senate be opened,

It was determined in the negative, { Yeas 21
Nays 22

On motion by Mr. Shields,

The yeas and nays being desired by one-fifth of the Senators present, Those who voted in the affirmative are,

Messrs. Adams, Bayard, Brodhead, Cass, Clay, Dodge of Wisconsin, Dodge of Iowa, Fitzpatrick, Houston, Hunter, Johnson, Jones of Iowa, Mallory, Mason, Norris, Rusk, Sebastian, Slidell, Toucey, Weller, Williams.

Those who voted in the negative are,

Messrs. Allen, Atchison, Bright, Brown, Chase, Clayton, Douglas, Evans, Fessenden, Fish, Geyer, Gillette, Gwin, Hamlin, Jones of Tennessee, Pettit, Rockwell, Seward, Shields, Stuart, Sumner, Wade.

So the motion was not agreed to.

On motion by Mr. Hunter that the resolution lie on the table,

It was determined in the negative, { Yeas 19
Nays 24

On motion by Mr. Shields,

The yeas and nays having been ordered by the desire of one-fifth of the Senators present,

Those who voted in the affirmative are,

Messrs. Adams, Atchison, Bayard, Brodhead, Cass, Clay, Dodge of Wisconsin, Dodge of Iowa, Fitzpatrick, Hunter, Johnson, Jones of Iowa, Mason, Norris, Rusk, Sebastian, Slidell, Weller, Williams.

Those who voted in the negative are,

Messrs. Allen Badger, Bright, Brown, Chase, Clayton, Douglas, Evans, Fessenden, Fish, Geyer, Gillette, Gwin, Hamlin, Houston, Jones of Tennessee, Mallory, Pettit, Rockwell, Seward, Shields, Stuart, Sumner, Wade.

So the motion was not agreed to.

On motion by Mr. Brodhead that the resolution be amended by striking out the following words: "except such portions thereof, the publication of which may be considered by the Committee on Foreign Relations detrimental to the public interests."

After debate,

On motion by Mr. Bayard that the resolution as modified and the proposed amendment be referred to the Committee on Foreign Relations,

On motion by Mr. Mallory that the doors of the Senate be opened,

It was determined in the negative, { Yeas..... 22
Nays 23

On motion by Mr. Shields,

The yeas and nays being desired by one-fifth of the Senators present,

Those who voted in the affirmative are,

Messrs. Adams, Atchison, Bayard, Bright, Brodhead, Cass, Clay, Dodge of Wisconsin, Dodge of Iowa, Fitzpatrick, Houston, Hunter, Johnson, Jones of Iowa, Mallory, Mason, Rusk, Sebastian, Slidell, Toucey, Weller, Williams.

Those who voted in the negative are,

Messrs. Allen, Badger, Bell, Brown, Butler, Chase, Clayton, Douglass, Evans, Fessenden, Fish, Gillette, Gwin, Hamlin, Jones of Tennessee, Pettit, Rockwell, Seward, Shields, Stuart, Sumner, Thompson of Kentucky, Wade.

So the motion was not agreed to.

The question then recurred on the motion by Mr. Bayard,

And it was determined in the affirmative, { Yeas..... 26
Nays 19

On motion by Mr. Shields,

The yeas and nays being desired by one-fifth of the Senators present,

Those who voted in the affirmative are,

Messrs. Adams, Allen, Atchison, Bayard, Bright, Brodhead, Brown, Butler, Cass, Clay, Dodge of Wisconsin, Dodge of Iowa, Evans, Fitzpatrick, Houston, Hunter, Johnson, Jones of Iowa, Mallory, Mason, Rusk, Sebastian, Slidell, Toucey, Weller, Williams.

Those who voted in the negative are,

Messrs. Badger, Bell, Chase, Clayton, Douglas, Fessenden, Fish, Geyer, Gillette, Gwin, Hamlin, Jones of Tennessee, Pettit, Rockwell, Seward, Shields, Stuart, Sumner, Wade.

So it was

Ordered, That the resolution as modified and the proposed amendment be referred to the Committee on Foreign Relations.

The following messages were received from the President of the United States, by Mr. Webster, his secretary:

To the Senate of the United States ;

I nominate Oliver C. Dease, of Mississippi, to be receiver of public moneys at Augusta, Mississippi, vice Asa Carter, whose term of office has expired.

FRANKLIN PIERCE.

WASHINGTON, *June* 29, 1854.

To the Senate of the United States :

I nominate Samuel M. Hankins, of Mississippi, to be register of the land office at Grenada, Mississippi, to correct an error in a former nomination in which his name is given as Samuel M. Hawkins.

FRANKLIN PIERCE.

WASHINGTON, *June 29, 1854.*

To the Senate of the United States :

I herewith communicate to the Senate, for its constitutional action thereon, three treaties recently negotiated in this city by George W. Manypenny, as commissioner on the part of the United States; one concluded on the 19th ultimo with the delegates of the Shawnee Indians; one on the 5th instant with the Miami Indians, and the other on the 30th ultimo with the united tribes of Kaskaskia and Peoria and Wea and Piankeshaw Indians.

FRANKLIN PIERCE.

WASHINGTON CITY, *June 29, 1854.*

The messages were read.

On motion by Mr. Brown,

The Senate, by unanimous consent, proceeded to consider the nominations of Oliver C. Dease and Samuel M. Hankins; and

Resolved, That the Senate advise and consent to the appointment of the said persons, agreeably to their nominations respectively.

The articles of agreement and convention made and concluded at the city of Washington this tenth day of May, 1854, by George W. Manypenny, as commissioner on the part of the United States, and the following-named delegates representing the bands of Shawnees who were parties to the treaties of 7th of November, 1825, and 8th of August, 1831, viz: Joseph Parks, Black Hoof, George McDougal, Long Tail, George Blue Jacket, Graham Rogers, Wa-wah-che-pa-c-kar or Black Bob, and Henry Blue Jacket, they being thereto duly authorized by the now united tribe of said Shawnee Indians, were read the first time.

The articles of agreement and convention made and concluded at the city of Washington this 5th day of June, 1854, between George W. Manypenny, commissioner on the part of the United States, and the following-named delegates representing the Miami tribe of Indians, viz: Nah-we-lan-quah or Big Legs, Ma-cat-a-shin-quah or Little Doctor, Lan-a-pin-chah or Jack Hackley, So-ne-lan-quish-cah or John Bowrie, and Wan-zop-e-ah, they being thereto duly authorized by said tribe; and Me-shin-go-me-zia Po-con-ge-ah, Pim-yi-oh-te-mah, Wop-pop-pe-tah, or Bondy, and Ke-ah-col-woh or Buffalo, Miami Indians, resident of the State of Indiana, being present and assenting, approving, agreeing to, and confirming said articles of agreement and convention, were read the first time.

The articles of agreement and convention made and concluded at the city of Washington this thirtieth day of May, one thousand eight hundred and fifty-four, by George W. Manypenny, commissioner, on the part of the United States and the following-named delegates representing the United tribes of Kaskaskia and Peoria, Piankeshaw and Wea Indians, viz: Kio-kaw-mo-zan, David Lykins, Sa-wa-ne-ke-ah or Wilson, Sha-cah-quah or Andrew Chick, To-ko-nah or Mitchell, Che-swa-wa or Rogers and Yellow Beaver, they being duly authorized thereto by the said Indians, were read the first time.

On motion by Mr. Sebastian,

Ordered, That the articles of agreement and convention with certain Indian tribes received this day, together with the message and documents communicated therewith, be severally referred to the Committee on Indian Affairs and printed in confidence for the use of the Senate.

Mr. Douglas, from the Committee on Territories, to whom were referred, the 22d instant, the nominations of William O. Butler, Thomas B. Cumming, Andrew H. Reeder, and Daniel Woodson, reported.

Whereupon

Resolved, That the Senate advise and consent to the appointment of the said persons, agreeably to their nominations respectively.

Mr. Mason, from the Committee on Foreign Relations, to whom were referred the 21st instant, the nominations of David A. Starkweather, Robert Dale Owen, Lewis Cass, jun'r, John M. Daniel, Henry R. Jackson, Francis Schroeder, Henry Bedinger, August Belmont, I. I. Seibels, John L. O'Sullivan, John W. Dana, James A. Peden, Philo White, Charles Eames, and James S. Green, reported.

Whereupon

Resolved, That the Senate advise and consent to the appointment of the said persons, agreeably to their nominations respectively.

Mr. Toucey, from the Committee on the Judiciary, to whom were referred, the 22d instant, the nominations of Fenner Ferguson, Edward R. Hardin, James Bradley, Experience Estabrook, Mark W. Izard, Madison Brown, Sanders W. Johnston, Rush Ellmore, Andrew J. Isaacs, and J. B. Donaldson, reported.

Whereupon

Resolved, That the Senate advise and consent to the appointment of the said persons, agreeably to their nominations respectively.

SATURDAY, JULY 1, 1854.

The following messages were received from the President of the United States, by Mr. Webster, his secretary :

To the Senate of the United States :

I nominate the officers named in the accompanying list for regular promotion in the Army of the United States, as proposed by the Secretary of War.

FRANKLIN PIERCE.

WASHINGTON, *June 28, 1854.*

WAR DEPARTMENT, *June 28, 1854.*

SIR : I have the honor to lay before you the following list of officers for regular promotion in the Army of the United States :

Ordnance Department.

First Lieutenant Charles P. Kingsbury to be captain, July 1, 1854, having served "served fourteen years continuous service as lieutenant."

First Lieutenant John McNutt to be captain, July 1, 1854, having served "fourteen years continuous service as lieutenant."

Second Lieutenant Silas Crispin to be first lieutenant, July 1, 1854, vice Kingsbury, promoted.

Second Lieutenant George T. Balch to be first lieutenant, July 1, 1854, vice McNutt, promoted.

Brevet Second Lieutenant Francis J. Shunk to be second lieutenant, June 8, 1854, the date of Captain Talcott's death.

Fourth Regiment of Infantry.

First Lieutenant David A. Russell to be captain, June 22, 1854, vice Alvord, appointed paymaster.

Second Lieutenant William A. Slaughter to be first lieutenant, June 22, 1854, vice D. A. Russell, promoted.

Brevet Second Lieutenant Lawrence A. Williams, of the Seventh Regiment of Infantry, to be second lieutenant, June 22, 1854, vice Slaughter, promoted.

I am, sir, with great respect, your ob't ser't,

JEFFER. DAVIS,
Secretary of War.

To the PRESIDENT OF THE UNITED STATES.

To the Senate of the United States :

I nominate the officers named in the accompanying list for regular promotion in the Army of the United States, as proposed by the Secretary of War.

FRANKLIN PIERCE.

WASHINGTON, June 29, 1854.

SIR: I have the honor to lay before you the following list of officers for regular promotion in the Army of the United States:

Second Regiment of Artillery.

Second Lieutenant Armistead L. Long to be first lieutenant, July 1, 1854, vice Rush, resigned.

Fourth Regiment of Artillery.

Second Lieutenant Delavan D. Perkins to be first lieutenant, May 27, 1854, vice Holmes, deceased.

I am, sir, with great respect, your od't ser't,

JEFFER. DAVIS,
Secretary of War.

To the PRESIDENT OF THE UNITED STATES.

The messages were read.

Ordered, That the nominations contained therein be referred to the Committee on Military Affairs.

Mr. Butler, from the Committee on the Judiciary, to whom was referred, the 19th May, the nomination of Pacificus Ord, reported.

Whereupon

Resolved, That the Senate advise and consent to his appointment, agreeably to the nomination.

Mr. Jones, of Iowa, submitted the following resolution, which was considered, by unanimous consent, and agreed to :

Resolved, That the President of the United States be requested to return to the Senate the treaty with the Winnebago Indians of the 6th August, 1853, together with the resolution of the Senate of the 19th

June, advising and consenting to the ratification of the said treaty with amendments.

Ordered, That the Secretary lay the said resolution before the President of the United States.

WEDNESDAY, JULY 6, 1854.

Mr. Chase presented the memorial of George C. Johnson, of Ohio, and W. G. and G. W. Ewing, and Joseph Clymer, of Missouri, purporting to be a statement of facts and law in regard to the unpaid demands of the said persons against the Government of the United States, originating in debts due them from the Shawnee Indians; which was referred to the Committee on Indian Affairs.

Mr. Chase submitted the following resolution for consideration:

Resolved, That the Committee on Indian Affairs be instructed to inquire into the expediency of providing for the payment of the claim of George C. Johnson, of Ohio, by a proper provision to be incorporated into the treaty with the Shawnee Indians.

The Senate, by unanimous consent, proceeded to consider the said resolution and agreed thereto.

Mr. Bright presented the memorial of R. W. Thompson, of the State of Indiana, in reference to a debt stated to be due him by the Shawnee Nation of Indians; which was referred to the Committee on Indian Affairs.

MONDAY, JULY 10, 1854.

The following messages were received from the President of the United States, by Mr. Webster, his secretary:

To the Senate of the United States:

I nominate George W. Clarke to be agent for the Pottowatomie and Kansas Indians, vice Richard C. S. Brown, deceased.

FRANKLIN PIERCE.

WASHINGTON, *July 5th*, 1854.

To the Senate of the United States:

I hereby nominate Charles L. Weller to be deputy postmaster at San Francisco, county of San Francisco, State of California, in place of Thomas J. Henley, resigned, to take effect on the first day of August next.

FRANKLIN PIERCE.

WASHINGTON, D. C., *July 7*, 1854.

To the Senate of the United States:

I nominate James T. Miller to be collector of the customs for the district of Wilmington, in the State of North Carolina, in the place of William C. Bettencourt, resigned.

FRANKLIN PIERCE.

WASHINGTON, *July 7*, 1854.

To the Senate of the United States:

I nominate John McKeon, of New York, to be attorney of the United States for the southern district of New York, in the place of Charles O'Connor, resigned, to take effect 20th July, 1854.

FRANKLIN PIERCE.

WASHINGTON, *10 July*, 1854.

To the Senate of the United States :

I nominate Henry E. Wood, of New Hampshire, to be consul of the United States for the port of Beirut, in Syria, in the place of I. Hosford Smith, recalled.

FRANKLIN PIERCE.

WASHINGTON, 10th July, 1854.

To the Senate of the United States :

I transmit herewith to the Senate, for its constitutional action thereon, an article of agreement made on the 13th day of June, 1854, by William H. Garrett, agent on the part of the United States, and a delegation of Creek Indians, supplementary to the Creek treaty of 1838.

FRANKLIN PIERCE.

WASHINGTON, July 3d, 1854.

To the Senate of the United States :

In compliance with the resolution of the Senate of the 1st instant, I herewith return the articles of convention made and concluded with the Winnebago Indians on the 6th of August, 1853, together with the Senate resolution of the 9th ultimo, advising and consenting to the ratification of the same with amendments.

FRANKLIN PIERCE.

WASHINGTON, July 5, 1854.

The messages were read.

The Senate, by unanimous consent, proceeded to consider the nominations of George W. Clark, Charles L. Weller, and John McKeon; and

Resolved, That the Senate advise and consent to the appointment of the said persons, agreeably to their nominations respectively.

Ordered, That the nominations of James T. Miller and Henry E. Wood be referred to the Committee on Commerce.

The supplementary article made on the 13th of June, 1854, to the treaty with the Creek tribe of Indians, made and concluded at Fort Gibson on the 23d day of November, in the year 1838, was read the first time.

On motion by Mr. Sebastian,

Ordered, That the said supplementary article, together with the message and documents, be referred to the Committee on Indian Affairs.

On motion by Mr. Sebastian,

Ordered, That the message returning to the Senate the articles of convention with the Winnebago Indians, together with the Senate resolution advising and consenting to the ratification of the same, be referred to the Committee on Indian Affairs.

Mr. Houston presented a remonstrance, purporting to have been signed by certain Indians of the Shawnee tribe, against the act of the chiefs of that tribe in agreeing to certain provisions contained in a treaty lately made by them with the United States concerning missionary establishments; also several letters from Francis Barker, Baptist missionary, on the same subject; which were referred to the Committee on Indian Affairs.

TUESDAY, JULY 11, 1854.

Mr. Mason, from the Committee on Foreign Relations, to whom was referred the treaty extending the right of fishing and regulating the commerce and navigation between Her Britannic Majesty's possessions in North America and the United States, concluded in the city of Washington on the 5th day of June, A. D. 1854, between the United States of America and Her Majesty the Queen of the United Kingdom of Great Britain and Ireland, reported it without amendment.

The articles of agreement and convention made and concluded at the city of Washington, this 18th day of May, 1854, by George W. Manypenny, commissioner on the part of the United States, and the following-named delegates of the Sacs and Foxes of Missouri, viz: Pe-to-o-ke-mah, or Hard Fish; Moless, or Wah-pe-nem-mah, or Sturgeon; Ne-son-quoit, or Bear; Mo-ko-ho-ko, or Jumping Fish; and No-ko-what, or Fox, they being thereto duly authorized by the said Sac and Fox Indians, were read the second time, and considered as in Committee of the Whole; and no amendment being made, they were reported to the Senate.

Mr. Sebastian submitted the following resolution:

Resolved (two-thirds of the Senators present concurring), That the Senate advise and consent to the ratification of the articles of agreement and convention made and concluded at the city of Washington, this 18th day of May, 1854, by George W. Manypenny, commissioner on the part of the United States, and the following-named delegates of the Sacs and Foxes of Missouri, viz: Pe-to-o-ke-mah, or Hard Fish; Mo-less, or Wah-pe-nem-mah, or Sturgeon; Ne-son-quoit, or Bear; Mo-ko-ho-ko, or Jumping Fish; and No-ko-what, or Fox, they being thereto duly authorized by the said Sac and Fox Indians.

The Senate, by unanimous consent, proceeded to consider the said resolution; and

On the question to agree thereto,

It was determined in the affirmative, { Yeas..... 33
Nays 5

Those who voted in the affirmative are,

Messrs. Atchison, Bell, Benjamin, Brown, Clay, Cooper, Dodge of Wisconsin, Douglas, Evans, Fessenden, Fitzpatrick, Geyer, Gwin, Hamlin, Houston, Hunter, Johnson, Jones of Iowa, Jones of Tennessee, Mason, Norris, Pratt, Rockwell, Rusk, Sebastian, Seward, Shields, Slidell, Stuart, Toucey, Walker, Weller, Williams.

Those who voted in the negative are,

Messrs. Bright, Brodhead, Chase, Gillette, Sumner.

So the resolution was agreed to.

Ordered, That the Secretary lay the said resolution before the President of the United States.

The articles of agreement and convention made and concluded at the city of Washington, this 17th day of May, 1854, by George W. Manypenny, commissioner on the part of the United States, and the following-named delegates of the Ioway tribe of Indians, viz: Nau-chee-ning-a, or No Heart; Shoon-ty-ing-a, or Little Wolf; Wah-moon-a-ka, or The Man Who Steals; and Nar-ge-ga-rash, or British, they being duly authorized by said tribe, were read the second time, and considered as in Committee of the Whole, and no amendment being made, they were reported to the Senate.

Mr. Sebastian submitted the following resolution :

Resolved (two-thirds of the Senators present concurring), That the Senate advise and consent to the ratification of the articles of agreement and convention made and concluded at the city of Washington, this 17th day of May, 1854, by George W. Manypenny, commissioner on the part of the United States, and the following-named delegates of the Ioway tribe of Indians, viz: Nau-chee-ning-a, or No Heart; Shoon-ty-ing-a, or Little Wolf; Wah-moon-a-ka, or The Man Who Steals; and Nai-ge-ga-rash, or British, they being thereto duly authorized by said tribe.

The Senate, by unanimous consent, proceeded to consider the said resolution; and

On the question to agree thereto,

It was determined in the affirmative, { Yeas 29
Nays 6

Those who voted in the affirmative are,

Messrs. Atchison, Bell, Benjamin, Brown, Butler, Clay, Cooper, Dodge of Wisconsin, Douglas, Evans, Fitzpatrick, Geyer, Houston, Hunter, James, Jones of Tennessee, Mason, Norris, Pratt, Rockwell, Rusk, Sebastian, Shields, Slidell, Stuart, Toucey, Walker, Weller, Williams.

Those who voted in the negative are,

Messrs. Bright, Brodhead, Chase, Gillette, Pearce, Sumner.

So the resolution was agreed to.

Ordered, That the Secretary lay the said resolution before the President of the United States.

The articles of agreement and convention made and concluded at the city of Washington, this eighteenth day of May, 1854, by George W. Manypenny, commissioner on the part of the United States, and the following-named delegates of the Kickapoo tribe of Indians, viz; Pah-kah-kah, or John Kennekuk; Kap-i-o-mah, or The Fox Carrier; No-ka-wat, or The Fox Hair; Pe-sha-gon, or Tug-Made-of-Bear-Skin; and Ke-wi-sah-tuk, or Walking Bear, or Squire, thereto duly authorized by said tribe, were read the second time, and considered as in Committee of the Whole, and no amendment being made, they were reported to the Senate.

On motion by Mr. Chase to amend the treaty by striking out of the third article the following words:

“And may assign to each person or family desiring it such quantity of land as, in his opinion, will be sufficient for such person or family, with the understanding that he or they will occupy, improve, and cultivate the same, and comply with such other conditions as the President may prescribe. The land thus assigned may hereafter be confirmed by patent to the parties or their representatives, under such regulations and restrictions as Congress may impose,”

After debate,

The question was stated, Shall these words stand as part of the article?

And it was determined in the negative, { Yeas 23
Nays 15

Those who voted in the affirmative are,

Messrs. Adams, Allen, Atchison, Benjamin, Brown, Butler, Cass, Douglas, Evans, Fitzpatrick, Geyer, Hunter, Jones of Tennessee, Mallory, Mason, Norris, Rusk, Sebastian, Shields, Slidell, Stuart, Toucey, Walker.

Those who voted in the negative are,

Messrs. Bright, Chase, Clay, Clayton, Dawson, Fessenden, Fish, Gillette, Hamlin, Houston, Pearce, Rockwell, Seward, Sumner, Weller.

So, two-thirds of the Senators present not voting to retain those words, they were stricken out.

On motion by Mr. Chase, to amend the treaty by striking out of the tenth article the following words:

“That the President may, by and with the advice and consent of the Senate, adopt such policy in the management of their affairs as in his judgment may be most beneficial to them; or”

The question was stated, Shall these words stand as part of the article?

And it was determined in the affirmative, { Yeas..... 34
Nays 7

Those who voted in the affirmative are,

Messrs. Adams, Allen, Atchison, Badger, Bell, Benjamin, Bright, Brodhead, Brown, Butler, Cass, Clay, Dawson, Dodge of Wisconsin, Dodge of Iowa, Douglas, Evans, Fitzpatrick, Geyer, Gwin, Hunter, Jones of Iowa, Jones of Tennessee, Mallory, Mason, Norris, Pettit, Rusk, Sebastian, Shields, Slidell, Toucey, Walker, Weller.

Those who voted in the negative are,

Messrs. Chase, Gillette, Hamlin, Houston, Rockwell, Seward, Sumner.

So, two-thirds of the Senators present having voted to retain those words, they were not stricken out.

On motion by Mr. Dawson that the vote of the Senate of this day striking out from the third article certain words, on the motion of Mr. Chase, be reconsidered,

It was determined in the affirmative.

After debate,

The question was again stated, Shall the words proposed to be stricken out stand as part of the article?

And it was determined in the affirmative, { Yeas..... 35
Nays 7

Those who voted in the affirmative are,

Messrs. Adams, Allen, Atchison, Badger, Bayard, Bell, Benjamin, Bright, Brodhead, Brown, Butler, Cass, Clay, Dawson, Dodge of Wisconsin, Dodge of Iowa, Douglas, Evans, Fitzpatrick, Geyer, Hunter, James, Jones of Tennessee, Mason, Norris, Pettit, Rusk, Sebastian, Shields, Slidell, Stuart, Thompson of Kentucky, Toucey, Walker, Weller.

Those who voted in the negative are,

Messrs. Chase, Fessenden, Gillette, Houston, Rockwell, Seward, Sumner.

So two-thirds of the Senators present having voted to retain those words, they were not stricken out.

No further amendment being proposed,

Mr. Sebastian submitted the following resolutions:

Resolved (two-thirds of the Senators present concurring), That the Senate advise and consent to the ratification of the articles of agreement and convention made and concluded at the city of Washington, this 18th day of May, 1854, by George W. Manypenny, commissioner on the part of the United States, and the following-named delegates of the Kickapoo tribe of Indians, viz: Pah-kah-kah, or John Kennekuk; Kap-i-o-mah, or the Fox Carrier; No-ka-wat, or the Fox Hair; Pe-sha-gon,

or Tug-Made-of-Bear-Skin; and Ke-wi-sah-tuk, or Walking Bear, or Squire, thereto duly authorized by said tribe.

The Senate, by unanimous consent, proceeded to consider the said resolution; and

On the question to agree thereto,

It was determined in the affirmative, { Yeas..... 36
Nays 5

Those who voted in the affirmative are,

Messrs. Adams, Allen, Atchison, Badger, Bayard, Bell, Benjamin, Brodhead, Brown, Butler, Cass, Clay, Dawson, Dodge of Wisconsin, Dodge of Iowa, Douglas, Evans, Fitzpatrick, Geyer, Hunter, Jones, of Iowa, Jones of Tennessee, Mason, Norris, Pettit, Rockwell, Rusk, Sebastian, Seward, Shields, Slidell, Stuart, Thompson of Kentucky, Toucey, Walker, Weller.

Those who voted in the negative are,

Messrs. Bright, Chase, Fessenden, Gillette, Sumner.

So the resolution was agreed to.

Ordered, That the Secretary lay the said resolution before the President of the United States.

The article of agreement and convention made and concluded at the city of Washington, this 6th day of May, 1854, by George W. Manypenny, commissioner on the part of the United States, and the following-named delegates of the Delaware tribe of Indians, viz: Sar-cox-ey, Ne-con-he-cond, Kock-ka-to-wha; Qua-cor-now-ha, or James Segondyne; Ne-sha-pa-na-cumin, or Charles Journeycake; Que-sha-to-wha, or John Ketchum; Pon doxy, or George Bullet; Kock-kock-quas, or James Ketchum; Ah-lah-a-chick, or James Conner, they being thereto duly authorized by said tribe, were read the second time, and considered as in Committee of the Whole; and no amendment being made, they were reported to the Senate.

Mr. Sebastian submitted the following resolution:

Resolved (two-thirds of the Senators present concurring), That the Senate advise and consent to the ratification of the articles of agreement and convention made and concluded at the city of Washington this 6th day of August, 1854, by George W. Manypenny, commissioner on the part of the United States, and the following-named delegates of the Delaware tribe of Indians, viz: Sarcoxeey, Ne-con-he-cond, Kock-ka-to-whoa; Qua-cor-now-ha, or James Seccondyne; Ne-sha-pa-na-cumin, or Charles Journeycake; Que-sha-to-wha, or John Ketchum; Pondoxy, or George Bullet; Kock-kock-quas, or James Ketchum; Ah-lah-a-chick, or James Conner, they being thereto duly authorized by said tribe.

The Senate, by unanimous consent, proceeded to consider the said resolution; and on the question to agree thereto,

It was determined in the affirmative, { Yeas..... 37
Nays 4

Those who voted in the affirmative are,

Messrs. Adams, Allen, Atchison, Badger, Bell, Benjamin, Brodhead, Brown, Butler, Cass, Clay, Dawson, Dodge of Wisconsin, Dodge of Iowa, Douglas, Evans, Fitzpatrick, Geyer, Gwin, Hunter, James, Jones of Iowa, Jones of Tennessee, Mason, Norris, Pettit, Rockwell, Rusk, Sebastian, Seward, Shields, Stuart, Thompson of Kentucky, Toucey, Walker, Weller, Williams.

Those who voted in the negative are,

Messrs. Bright, Chase, Gillette, Sumner.

So the resolution was agreed to.

Ordered, That the Secretary lay the said resolution before the President of the United States.

Mr. Hamlin, from the Committee on Commerce, to whom were referred, the 10th instant, the nominations of James T. Miller and Henry E. Wood, reported.

Whereupon

Resolved, That the Senate advise and consent to the appointment of the said persons, agreeably to their nominations respectively.

Mr. Shields, from the Committee on Military Affairs, to whom were referred, the 1st instant, the nominations of Charles P. Kingsbury, John McNutt, Silas Crispin, George T. Balch, Francis J. Shunk, David A. Russell, William A. Slaughter, Lawrence A. Williams, Armistead L. Long, and Delavan D. Perkins, reported.

Whereupon

Resolved, That the Senate advise and consent to the promotion of the said persons in the Army of the United States, agreeably to their nominations respectively.

WEDNESDAY, JULY 12, 1854.

Mr. Mason, from the Committee on Foreign Relations, to whom was referred, the 20th December last, the convention for the mutual extradition of fugitives from justice in certain cases, concluded between the Government of the United States on the one part, and the Kingdom of Bavaria on the other part, at London, the 12th day of September, 1853, and the seventy-eighth year of the Independence of the United States, reported it with an amendment, to wit: In Article 6 strike out the word "nine" and insert *fifteen*.

The convention was read the second time, and considered as in Committee of the Whole; and the questions being stated on striking out and inserting, and severally taken thereon, the amendment reported by the Committee on Foreign Relations was unanimously agreed to.

No further amendment being made, the convention was reported to the Senate, and the questions being again stated on striking out and inserting, and again severally taken thereon, the amendment was unanimously concurred in.

Mr. Mason submitted the following resolution :

Resolved (two-thirds of the Senators present concurring), That the Senate advise and consent to the ratification of the convention for the mutual extradition of fugitives from justice in certain cases, concluded between the Government of the United States on the one part at London, the twelfth day of September, eighteen hundred and fifty-three, and the seventy-eighth year of the Independence of the United States, with the following amendment:

Article 6. Strike out the word "nine" and insert *fifteen*.

The Senate, by unanimous consent, proceeded to consider the said resolution; and on the question to agree thereto,

It was unanimously determined in the affirmative.

Ordered, That the Secretary lay this resolution before the President of the United States.

On motion by Mr. Mason that the injunction of secrecy be removed from the treaty extending the right of fishing and regulating the commerce and navigation between her Britannic Majesty's possessions in North America and the United States, concluded in the city of Washington on the 5th day of June, A. D. 1854,

On motion by Mr. Weller,

The Senate adjourned.

THURSDAY, JULY 13, 1854.

The following messages were received from the President of the United States, by Mr. Webster, his secretary :

To the Senate of the United States :

I nominate Cornelius Vosburgh to be deputy postmaster at Albany, New York, in place of John H. Reynolds, removed.

FRANKLIN PIERCE.

WASHINGTON, *July 12, 1854.*

I nominate Luke Dodge to be deputy postmaster at Schenectady, New York, vice Peter Banker, removed.

FRANKLIN PIERCE.

WASHINGTON, D. C., *July 12, 1854.*

To the Senate of the United States :

I nominate Isaac Hitchcock to be deputy postmaster at West Troy, New York, vice Alexander McAllister resigned.

FRANKLIN PIERCE.

WASHINGTON, D. C., *July 12th, 1854.*

To the Senate of the United States :

I nominate William Whitman to be deputy postmaster at Troy, New York, vice Foster Bosworth, resigned.

FRANKLIN PIERCE.

WASHINGTON, D. C., *July 12, 1854.*

To the Senate of the United States :

I nominate Isaiah Tiffany to be deputy postmaster at Utica, New York, vice James A. Sherman, removed.

FRANKLIN PIERCE.

WASHINGTON, D. C., *July 12th, 1854.*

To the Senate of the United States :

I nominate Henry J. Sedgwick to be deputy postmaster at Syracuse, New York, vice William Jackson, removed.

FRANKLIN PIERCE.

WASHINGTON, D. C., *July 12th, 1854.*

To the Senate of the United States :

I nominate Asher Torrance to be deputy postmaster at Lockport, New York, vice Solomon Parmele, removed.

FRANKLIN PIERCE.

WASHINGTON, D. C., *July 12th, 1854.*

To the Senate of the United States :

I nominate Hubbard S. Allis to be deputy postmaster at Rochester, New York, vice Darius Perrin, removed.

FRANKLIN PIERCE.

WASHINGTON, D. C., *July 12, 1854.*

To the Senate of the United States :

I nominate James G. Deekie to be deputy postmaster at Buffalo, New York, vice James O. Putnam, removed.

FRANKLIN PIERCE.

WASHINGTON, D. C., *July 12th, 1854.*

To the Senate of the United States:

I nominate Josiah T. Miller to be deputy postmaster at Seneca Falls, New York, vice Dexter C. Bloomer, removed.

FRANKLIN PIERCE.

WASHINGTON, D. C., *July 12, 1854.*

To the Senate of the United States:

I nominate Charles S. Mooers to be deputy postmaster at Plattsburgh, New York, vice Levi Pratt, removed.

FRANKLIN PIERCE.

WASHINGTON, D. C., *July 12th, 1854.*

To the Senate of the United States:

I nominate Arthur S. Johnson to be deputy postmaster at Ithaca, New York, vice Julius M. Ackley, removed.

FRANKLIN PIERCE.

WASHINGTON, D. C., *July 12th, 1854.*

To the Senate of the United States:

I nominate Hiram A. Beebe to be deputy postmaster at Owego, New York, vice C. R. Barstow, removed.

FRANKLIN PIERCE.

WASHINGTON, D. C., *July 12th, 1854.*

To the Senate of the United States:

I nominate William Seaver to be deputy postmaster at Batavia, New York, vice Charles E. Ford, removed.

FRANKLIN PIERCE.

WASHINGTON, *July 12th, 1854.*

To the Senate of the United States:

I nominate Samuel Birdsall to be deputy postmaster at Waterloo, New York, vice Landon Wells, removed.

FRANKLIN PIERCE.

WASHINGTON, *July 12th, 1854.*

To the Senate of the United States:

I nominate Alanson T. Drake to be deputy postmaster at Le Roy, New York, vice John H. Stanley, removed.

FRANKLIN PIERCE.

WASHINGTON, D. C., *July 12, 1854.*

To the Senate of the United States:

I nominate Joseph Casterline, jr., to be deputy postmaster at Newburgh, New York, vice Samuel W. Eager, removed.

FRANKLIN PIERCE.

WASHINGTON, *July 12, 1854.*

To the Senate of the United States:

I nominate Andrew J. Rowley to be deputy postmaster at Rome, New York, vice Richard G. Savery, resigned.

FRANKLIN PIERCE.

WASHINGTON, D. C., *July 12th, 1854.*

To the Senate of the United States:

I nominate Artherton Hall to be deputy postmaster at White Hall, New York, vice William G. Wolcott, removed.

FRANKLIN PIERCE.

WASHINGTON, D. C., *July 12th*, 1854.

To the Senate of the United States:

I nominate Nicholas G. Chesebro to be deputy postmaster at Canandaigua, New York, vice Ira L. Whitney, removed.

FRANKLIN PIERCE.

WASHINGTON, D. C., *July 12*, 1854.

To the Senate of the United States:

I nominate Elmore P. Ross to be deputy postmaster at Auburn, New York, vice Ethan A. Warden, removed.

FRANKLIN PIERCE.

WASHINGTON, D. C., *July 12*, 1854.

To the Senate of the United States :

I nominate John S. Annable to be deputy postmaster at Hudson, New York, vice R. A. Barnard, removed.

FRANKLIN PIERCE.

WASHINGTON, D. C , *July 12*, 1854.

To the Senate of the United States :

I nominate Merritt H. Brown to be deputy postmaster at Dansville, New York, vice Charles Shephard, removed.

FRANKLIN PIERCE.

WASHINGTON, D. C., *July 12*, 1854.

To the Senate of the United States :

I nominate Charles Henry Davis, now a lieutenant, to be a commander in the Navy, from the 12th of June, 1854, vice Commander Joseph Moorehead, deceased;

William A. Webb, now a master in the line of promotion, to be a lieutenant in the Navy, from the 12th of June, 1854, vice Lieutenant Charles Henry Davis, promoted;

Joseph S. Day, now a master in the line of promotion, to be a lieutenant in the Navy, from the 21st of June, 1854, vice Lieutenant Robert W. Shufeldt, resigned; and

Maurice Simons, now a master in the line of promotion, to be a lieutenant in the Navy from the 30th of June, 1854, vice Lieutenant C. St. George Noland, resigned.

FRANKLIN PIERCE.

WASHINGTON, *July 12*, 1854.

To the Senate of the United States :

I transmit to the Senate for its consideration, with a view to ratification, a treaty between the United States and the Empire of Japan, signed at Kanagawa on the 31st day of March last by the plenipotentiaries of the two Governments. The Chinese and Dutch translations of the instrument and the chart and sketch to which it refers are also herewith communicated.

FRANKLIN PIERCE.

WASHINGTON, *12th July*, 1854.

The messages were read.

Ordered, That the nominations of deputy postmasters be referred to the Committee on the Post-Office and Post-Roads.

Ordered, That the nominations for promotion of officers of the Navy be referred to the Committee on Naval Affairs.

The treaty between the United States of America and the Empire of Japan, done at Kanagawa, the 31st of March, in the year of our Lord Jesus Christ 1854, and of Kayei the 7th year, 3d month, and 3d day, was read the first time.

On motion by Mr. Mason,

Ordered, That the treaty and message communicating the same be referred to the Committee on Foreign Relations and printed in confidence for the use of the Senate.

Mr. Seward submitted the following resolution for consideration:

Resolved, That the consideration of the report of the Committee on Foreign Relations on the subject of the American squadron on the coast of Africa ought to be had with open doors, and not in executive session of the Senate.

SATURDAY, JULY 15, 1854.

Mr. Mason, from the Committee on Foreign Relations, to whom was referred, the 13th instant, the treaty between the United States of America and the Empire of Japan, done at Kanagawa, the 31st day of March, in the year of our Lord Jesus Christ 1854, and of Kayei the 7th year, 3d month, and 3d day, reported it without amendment.

The treaty was read the second time, and considered as in Committee of the Whole; and no amendment being made, it was reported to the Senate.

Mr. Mason submitted the following resolution:

Resolved (two-thirds of the Senators present concurring), That the Senate advise and consent to the ratification of the treaty between the United States of America and the Empire of Japan, done at Kanagawa the 31st day of March, in the year of our Lord, Jesus Christ, 1854, and of Kayei the 7th year, 3d month, and 3d day.

The Senate, by unanimous consent, proceeded to consider the said resolution, and unanimously agreed thereto.

Ordered, That the Secretary lay the said resolution before the President of the United States.

Mr. Gwin submitted the following order for consideration:

Ordered, That the injunction of secrecy be removed from the treaty with the Empire of Japan, ratified by the Senate this day.

On motion by Mr. Mann,

The Senate proceeded to consider the motion submitted by him the 12th instant, to remove the injunction of secrecy from the treaty with Great Britain of the fifth June last.

After debate,

Mr. Mason modified his motion by adding thereto the following words:
So far only as to admit the publication thereof.

On the question to agree to the motion as modified,

It was determined in the affirmative, {	Yeas	28
	Nays	22

Nays 22

On motion by Mr. Badger,

The yeas and nays being desired by one-fifth of the Senators present,
Those who voted in the affirmative are,

Messrs. Bayard, Bell, Benjamin, Brodhead, Brown, Cass, Chase, Clayton, Dawson, Dodge of Wisconsin, Dodge of Iowa, Fessenden, Gillette,

Gwin, Hunter, Jones of Iowa, Mason, Pearce, Pettit, Pratt, Rockwell, Slidell, Stuart, Sumner, Thompson of Kentucky, Wade, Walker, Weller.

Those who voted in the negative are,

Messrs. Adams, Allen, Atchison, Badger, Bright, Dixon, Douglas, Evans, Fish, Fitzpatrick, Foot, Geyer, Hamlin, Houston, James, Johnson, Mallory, Norris, Rusk, Shields, Toucey, Williams.

So the motion was agreed to as follows:

Ordered, That the injunction of secrecy be removed from the treaty extending the right of fishing and regulating the commerce and navigation between Her Britannic Majesty's possessions in North America and the United States, concluded in the city of Washington on the 5th day of June, A. D. 1854, so far only as to admit the publication thereof.

On motion by Mr. Clayton,

Ordered, That two thousand copies of the said treaty from which the injunction of secrecy is removed be printed for the use of the Senate.

On motion by Mr. Hunter that the votes of this day on agreeing to the motions to remove the injunction of secrecy from the treaty with Great Britain, and for printing two thousand copies thereof, be reconsidered,

After debate,

It was determined in the affirmative, { Yeas 30
Nays 21

On motion by Mr. Clayton,

The yeas and nays being desired by one-fifth of the Senators present, Those who voted in the affirmative are,

Messrs. Adams, Allen, Atchison, Badger, Bright, Butler, Clay, Dixon, Dodge of Iowa, Douglas, Evans, Fish, Fitzpatrick, Foot, Geyer, Hamlin, Houston, Hunter, James, Johnson, Jones of Iowa, Mallory, Mason, Norris, Rusk, Shields, Slidell, Stuart, Toucey, Williams.

Those who voted in the negative are,

Messrs. Bayard, Bell, Benjamin, Brodhead, Brown, Chase, Clayton, Dawson, Fessenden, Gillette, Gwin, Jones of Tennessee, Pearce, Pettit, Pratt, Rockwell, Sumner, Thompson of Kentucky, Wade, Walker, Weller.

So the motion to reconsider was agreed to.

On motion by Mr. Mason, and by unanimous consent,

Ordered, That he have leave to withdraw his motion to remove the injunction of secrecy from the treaty with Great Britain of the 5th June, 1854.

The President *pro tempore* presented an explanatory statement from George W. Manypenny, respecting a treaty made by him as commissioner on the part of the United States with the Shawnee Indians, with letters from A. Cumming, superintendent of Indian affairs at St. Louis, Missouri, B. F. Robinson, Indian agent, R. W. Thompson, Geo. W. Manypenny, William Slidell, Sam Johnson Ruffaker, and Francis Barker, Baptist missionary; and

Ordered, That they be referred to the Committee on Indian Affairs and printed in confidence for the use of the Senate.

On motion by Mr. Atchison that the Senate adjourn,

It was determined in the negative, { Yeas 23
Nays 29

On motion by Mr. Gwin,

The yeas and nays being desired by one-fifth of the Senators present, Those who voted in the affirmative are,

Messrs. Allen, Atchison, Badger, Bayard, Bell, Benjamin, Butler, Clay, Clayton, Dawson, Dixon, Evans, Fessenden, Fish, Foot, Jones

of Tennessee, Pearce, Pettit, Pratt, Rockwell, Thompson of Kentucky, Toucey, Wade.

Those who voted in the negative are,

Messrs. Adams, Bright, Brodhead, Brown, Cass, Chase, Dodge of Wisconsin, Dodge of Iowa, Douglas, Fitzpatrick, Geyer, Gillette, Gwin, Hamlin, Houston, Hunter, James, Johnson, Jones of Iowa, Mallory, Mason, Rusk, Shields, Slidell, Stuart, Sumner, Walker, Weller, Williams.

So the motion to adjourn was not agreed to.

On motion by Mr. Weller,

Ordered, That the doors be opened.

FRIDAY, JULY 21, 1854.

The following messages were received from the President of the United States, by Mr. Webster, his secretary :

To the Senate of the United States :

I nominate the graduates of the Military Academy named in the accompanying list for appointment in the Army of the United States, as proposed by the Secretary of War.

FRANKLIN PIERCE.

WASHINGTON, *July 13, 1854.*

WAR DEPARTMENT, *July 13, 1854.*

SIR: I have the honor to lay before you the following list of graduates of the Military Academy for appointment in the Army of the United States, to take rank from July 8, 1854, in conformity with the fourth section of the act "making further provision for the Corps of Engineers," approved April 29, 1812:

First Regiment of Artillery.

Cadet Henry W. Closson to be second lieutenant, to fill a vacancy occasioned by resignation of Lieutenant Dement.

Second Regiment of Artillery.

Cadet Judson B. Bingham to be second lieutenant, to fill a vacancy occasioned by resignation of Lieutenant Rush.

Cadet John R. Smead to be second lieutenant, to fill a vacancy occasioned by resignation of Lieutenant W. S. Smith.

Third Regiment of Artillery.

Cadet James Deshler to be second lieutenant, to fill a vacancy occasioned by resignation of Lieutenant Frémont.

Cadet Michael R. Morgan to be second lieutenant, to fill a vacancy occasioned by resignation of Lieutenant Shields.

Fourth Regiment of Artillery.

Cadet Stephen D. Lee to be second lieutenant, to fill a vacancy occasioned by death of Lieutenant Holmes.

To be brevet second lieutenants attached to the Corps of Engineers.

Cadet George W. Custis Lee.

Cadet Thomas H. Ruger.

To be brevet second lieutenants attached to the Corps of Topographical Engineers.

Cadet Henry L. Abbott.

Cadet Charles N. Turnbull.

To be brevet second lieutenants attached to the Ordnance Department.

Cadet Oliver O. Howard.

Cadet Thomas J. Treadwell.

To be brevet second lieutenants attached to the Dragoon arm.

Cadet John Pegram.

Cadet Charles G. Rogers.

Cadet Thomas J. Wright.

Cadet Milton T. Carr.

Cadet John B. Villepigue.

To be brevet second lieutenants attached to the Regiment of Mounted Riflemen.

Cadet James E. B. Stuart.

Cadet James Wright.

Cadet William Davant.

To be brevet second lieutenants attached to the Artillery arm.

Cadet William D. Pender.

Cadet Loomis L. Langdon.

Cadet John T. Greble.

Cadet Henry A. Smalley.

Cadet Samuel Kinzey.

Cadet Abner Smead.

Cadet Oliver D. Greene.

Cadet Stephen H. Weed.

Cadet E. F. Townsend.

Cadet Alfred B. Chapman.

Cadet George A. Gordon.

To be brevet second lieutenants attached to the Infantry arm.

Cadet Archibald Gracie, junior.

Cadet John O. Long.

Cadet Benjamin F. Davis.

Cadet Waterman Palmer, junior.

Cadet David P. Hancock.

Cadet Samuel T. Shepperd.

Cadet Charles G. Sawtelle.

Cadet John T. Mercer.

Cadet Zenos R. Bliss.

Cadet Edgar O'Connor.

Cadet John Mullins.
Cadet David H. Brotherton.
Cadet Horace Randal.
Cadet John McCleary.

I am, sir, with great respect, your obedient servant,

JEFFER. DAVIS,
Secretary of War.

To the PRESIDENT OF THE UNITED STATES.

To the Senate of the United States :

I nominate the officers named in the accompanying list for regular promotion in the Army of the United States, as proposed by the Secretary of War.

FRANKLIN PIERCE.

WASHINGTON, *July*, 17, 1854.

WAR DEPARTMENT, *July* 17, 1854.

SIR: I have the honor to lay before you the following list of officers for regular promotion in the Army of the United States :

Corps of Engineers.

Brevet Second Lieutenant Thomas L. Casey to be second lieutenant, June 22, 1854, the date of Captain Scarritt's death.

Second Regiment of Dragoons.

Brevet Second Lieutenant Thomas Hight, of the First Regiment of Dragoons, to be second lieutenant, May 24, 1854, vice De Lano, deceased.

Second Regiment of Infantry.

Brevet Second Lieutenant John P. Hawkins, of the Sixth Regiment of Infantry, to be second lieutenant, June 23, 1854, vice Paine, deceased.

I am, sir, with great respect, y'r ob't serv't,

JEFFER. DAVIS,
Secretary of War.

To the PRESIDENT OF THE UNITED STATES.

To the Senate of the United States :

I nominate for appointment to the office of associate justice of the supreme court for the Territory of Utah, George P. Stiles, in the place of John W. H. Underwood, declined.

FRANKLIN PIERCE.

WASHINGTON, *July* 17, 1854.

To the Senate of the United States :

I nominate Lorenzo Labady, of New Mexico, to be agent for the Indians in New Mexico, in the place of E. A. Graves, resigned.

FRANKLIN PIERCE.

WASHINGTON, *July* 17, 1854.

To the Senate of the United States :

I nominate David S. Ruddock to be surveyor for the district and inspector of the revenue for the port of New London, in the State of Connecticut, vice Jason Beckwith, deceased.

FRANKLIN PIERCE.

WASHINGTON, *July* 19, 1854.

To the Senate of the United States :

I nominate James E. Gible to be collector of the customs for the district and inspector of the revenue for the port of Beaufort, in the State of North Carolina, from the 27th of August, 1854, when his present commission will expire.

FRANKLIN PIERCE.

WASHINGTON, *July 19, 1854.*

To the Senate of the United States :

I nominate Ebenezer Farrand, now a lieutenant, to be a commander in the Navy, from the 10th of July, 1854, vice Commander Richard S. Pinckney, deceased.

William E. Hopkins, now a master in the line of promotion, to be a lieutenant in the Navy, from the 10th of July, 1854, vice Lieutenant Eben'r Farrand, promoted.

FRANKLIN PIERCE.

WASHINGTON, *July 19, 1854.*

To the Senate of the United States :

I hereby nominate Jacob Isaacs to be deputy postmaster at Columbus, Lowndes County, State of Mississippi, in place of A. H. Jordan, removed, to take effect on the 28th day of August, 1854.

FRANKLIN PIERCE.

WASHINGTON, *July 19, 1854.*

To the Senate of the United States :

I hereby nominate George W. Patrick to be deputy postmaster at Sonora, Tuolumne County, State of California, in place of James Letford, withdrawn.

FRANKLIN PIERCE.

WASHINGTON, D. C., *July 19, 1854.*

To the Senate of the United States :

I transmit to the Senate, for its consideration with a view to ratification, a convention between the United States and Her Britannic Majesty for the extension of the period limited for the duration of the mixed commission under convention between the United States and Great Britain of the 8th of February, 1853.

FRANKLIN PIERCE.

WASHINGTON, *July 17, 1854.*

The messages were read.

Ordered, That the nominations of cadets for appointments in the Army and of officers for regular promotion be referred to the Committee on Military Affairs.

Ordered, That the nomination of George P. Stiles be referred to the Committee on the Judiciary.

Ordered, That the nomination of Lorenzo Labady be referred to the Committee on Indian Affairs.

Ordered, That the nominations of David S. Ruddock and James E. Gible be referred to the Committee on Commerce.

Ordered, That the nominations of Ebenezer Farrand and William E. Hopkins be referred to the Committee on Naval Affairs.

Ordered, That the nominations of Jacob Isaacs and George W. Patrick be referred to the Committee on the Post-Office and Post-Roads.

The convention between the United States of America and Her Britannic Majesty for the extension of the period limited for the duration of the mixed commission under the convention between the United States and Great Britain of the 8th of February, 1853, done at Washington the 17th day of July, in the year of our Lord eighteen hundred and fifty-four, was read the first and second times, by unanimous consent, and considered as in Committee of the Whole; and no amendment being made, it was reported to the Senate.

Mr. Mason submitted the following resolution:

Resolved (two-thirds of the Senators present concurring), That the Senate advise and consent to the ratification between the United States of America and Her Britannic Majesty for the extension of the period limited for the duration of the mixed commission under the convention between the United States and Great Britain of the 8th of February, 1853, done at Washington the 17th day of July, in the year of our Lord 1854.

The Senate, by unanimous consent, proceeded to consider the said resolution, and unanimously agreed thereto.

Ordered, That the Secretary lay the said resolution before the President of the United States.

On motion by Mr. Mason,

The treaty extending the right of fishing and regulating the commerce and navigation between Her Britannic Majesty's possessions in North America and the United States, concluded in the city of Washington on the 5th day of June, A. D. 1854, between the United States of America and the Queen of the United Kingdom of Great Britain and Ireland, was read the second time, and considered as in Committee of the Whole; and,

After debate,

On motion by Mr. Mason,

Ordered, That it be postponed to and be the order of the day for tomorrow.

Mr. Sebastian, from the Committee on Indian Affairs, to whom was referred, the 10th instant, the supplementary article concluded at Washington the 13th day of June, in the year of our Lord 1854, to the treaty with the Creek tribe of Indians, made and concluded at Fort Gibson on the 23d day of November, in the year 1838, reported it without amendment.

The said supplementary article was read the second time and considered as in Committee of the Whole; and no amendment being made, it was reported to the Senate.

Mr. Sebastian submitted the following resolution:

Resolved (two-thirds of the Senators present concurring), That the Senate advise and consent to the ratification of the supplementary article concluded at Washington the 13th day of June, in the year of our Lord eighteen hundred and fifty-four, to the treaty with the Creek tribe of Indians made and concluded at Fort Gibson on the 23d day of November, in the year 1838.

The Senate, by unanimous consent, proceeded to consider the said resolution, and unanimously agreed thereto.

Ordered, That the Secretary lay the said resolution before the President of the United States.

On motion by Mr. Sebastian that the vote of the Senate of the 19th of June last on agreeing to the resolution advising and consenting to the ratification of the articles of convention with the Winnebago tribe of Indians, which was returned by the President on the 10th instant, in

compliance with a resolution of the Senate of the 1st instant, be reconsidered.

It was unanimously determined in the affirmative.

Mr. Sebastian submitted the following amendment to said resolution, to wit: Add as a new article:

ARTICLE 8. *And it is further agreed that if upon examination by a delegation of said Winnebagoes they should prefer another location in lieu of that provided, the President may assign them any other tract of land of the same quantity southwest of the Missouri River or elsewhere and not occupied by or ceded to any other tribe.*

The question was stated, Shall these words stand as part of the resolution?

And it was unanimously determined in the affirmative.

The question was then taken on agreeing to the resolution as amended, and it was unanimously agreed to, as follows:

Resolved (two-thirds of the Senators present concurring), That the Senate advise and consent to the ratification of the articles of a convention made and concluded between Willis A. Gorman and Jonathan E. Fletcher on the part of the United States and the chiefs and headmen of the Winnebago tribe of Indians on the 6th day of August, anno Domini 1853, at a point opposite the village of Watab, on the Mississippi River, with the following amendments:

ARTICLE 2. Strike out the following words: "the following boundaries, to wit: Beginning at the mouth of Crow River, thence up the Mississippi River with its meanders to the mouth of Clear Water River, thence up said Clear Water River to its head, thence directly west until the line comes to Crow River, thence down said Crow River to the place of beginning, said country supposed to contain about five hundred thousand acres"; and insert the following words, in lieu of those stricken out: *a square of twenty miles, high up on the southern main branch of Crow River, and measured from the center of Red Cedar Island Lake, embracing two hundred and fifty-six thousand acres, or within the Sioux reservation upon the St. Peter's River, at the discretion of the President, with the consent of said Indians.*

Insert the following as a new article:

ARTICLE 7. *It is further agreed between the United States and the Winnebago tribe of Indians that should it at any time hereafter be considered by the United States as a proper policy to establish farms among and for the benefit of said Indians, it shall be discretionary with the President, by and with the advice and consent of the Senate, to change the annuities as herein provided for, or any part thereof, for that purpose, and to assign their lands to them in severalty in such manner as he may prescribe.*

Insert the following as a new article:

ARTICLE 8. *And it is further agreed that if, upon examination by a delegation of said Winnebagoes, they should prefer another location in lieu of that provided, the President may assign them any other tract of land of the same quantity, southwest of the Missouri River or elsewhere, and not occupied by or ceded to any other tribe.*

The Senate, by unanimous consent, proceeded to consider the said resolution, and unanimously agreed thereto.

Ordered, That the Secretary lay the said resolution before the President of the United States.

Mr. Rusk, from the Committee on the Post-Office and Post-Roads, to whom were referred, the 29th May, the nominations of Daniel G. Waldron and T. T. Hooper, and on the 13th instant the nominations of Cornelius Vosburgh, Luke Dodge, Isaac Hitchcock, William W. Whitman,

Isaiah Tiffany, Henry J. Sedgwick, Asher Torrance, Hubbard S. Allis, James G. Dickie, Josiah T. Miller, Charles S. Mooers, Arthur S. Johnson, Hiram A. Beebe, William Seaver, Samuel Birdsall, Alonson T. Drake, Joseph Casterline, jr., Andrew J. Rowley, Artherton Hall, Nicholas G. Chesebro, Elmore P. Ross, John S. Annabel, and Merritt H. Brown, reported.

On motion by Mr. Rusk,

The Senate proceeded to consider the nomination of James G. Dickie; and

Resolved, That the Senate advise and consent to his appointment, agreeably to the nomination.

On motion by Mr. Hamlin,

The Senate proceeded to consider the nomination of Thomas Bacon; and

Resolved, That the Senate do not advise and consent to the appointment of Thomas Bacon to be collector of the customs for the district of Oswegatchie and inspector of the revenue for the port of Ogdensburgh, in the State of New York, vice James C. Baxter, removed.

Mr. Dodge, of Iowa, from the Committee on Public Lands, to whom was referred, the 12th April last, the nomination of Reuben H. Gibson, reported.

MONDAY, JULY 24, 1854.

Mr. Sebastian, from the Committee on Indian Affairs, to whom was referred, the 21st instant, the nomination of Lorenzo Labady, reported.

Whereupon

Resolved, That the Senate advise and consent to his appointment, agreeably to the nomination.

Mr. Benjamin, from the Committee on Commerce, to whom was referred, the 21st instant, the nominations of David S. Ruddock and James E. Gible, reported.

Mr. Sebastian, from the Committee on Indian Affairs, to whom were referred, the 29th June, the articles of agreement and convention made and concluded at the city of Washington, this 5th day of June, 1854, with the Miami tribe of Indians, reported them with an amendment.

Mr. Sebastian, from the Committee on Indian Affairs, to whom were referred, the 29th June, the articles of agreement and convention made and concluded at the city of Washington, the 30th day of May, 1854, with the united tribes of Kaskaskia and Peoria, Piankeshaw and Wea Indians, reported them without amendment.

Mr. Walker, from the Committee on Indian Affairs, to whom were referred, the 29th June, the articles of agreement and convention made and concluded at the city of Washington, the 10th day of May, 1854, and the bands of the Shawnees who were parties to the treaties of the 7th November, 1825, and 8th August, 1831, reported them with amendments.

Mr. Walker, from the Committee on Indian Affairs, to whom were referred, the 29th May, the articles of agreement and convention made and concluded at the falls of Wolf River, in the State of Wisconsin, the 12th day of May, 1854, with the Menomonee tribe of Indians, reported them with amendments.

Mr. Mason submitted the following resolution; which was considered, by unanimous consent, and agreed to:

Resolved, That the injunction of secrecy be removed from the treaty with Peru, concluded at Washington in July, 1850, and from the documents communicated to the Senate therewith.

The Senate, as in Committee of the Whole, resumed the consideration of the treaty extending the right of fishing and regulating the commerce and navigation between Her Britannic Majesty's possessions in North America and the United States, concluded in the city of Washington on the 5th day of June, A. D. 1854; and

After debate,

On motion by Mr. Pearce,

Ordered, That it be postponed to and made the order of the day at 2 o'clock to-morrow.

TUESDAY, JULY 25, 1854.

The following messages were received from the President of the United States, by Mr. Webster, his secretary :

To the Senate of the United States :

I nominate Paul Shirley, now a master in the line of promotion, to be a lieutenant in the Navy, from the 21st of July, 1854, vice Lieutenant John B. Randolph, deceased.

FRANKLIN PIERCE.

WASHINGTON, *July 21, 1854.*

To the Senate of the United States :

I nominate William I. Phillips to be surveyor and inspector of the revenue for the port of Matagorda, in the State of Texas, from the 27th of August, 1854, when his present commission will expire.

FRANKLIN PIERCE.

WASHINGTON, *July 24, 1854.*

To the Senate of the United States :

I transmit to the Senate for its consideration, with a view to ratification, a convention concerning the rights of neutrals, concluded in this city on the 22d instant between the United States and His Majesty the Emperor of all the Russias.

FRANKLIN PIERCE.

WASHINGTON, *24th July, 1854.*

The messages were read.

Ordered, That the nomination of Paul Shirley be referred to the Committee on Naval Affairs.

On motion by Mr. Rusk,

The Senate, by unanimous consent, proceeded to consider the nomination of William I. Phillips; and

Resolved, That the Senate advise and consent to his appointment, agreeably to the nomination.

The convention concerning the rights of neutrals, concluded at the city of Washington on the 22d day of July, in the year of grace 1854, between the United States of America and His Majesty the Emperor of all the Russias, was read the first and second times, by unanimous consent, and considered as in Committee of the Whole; and no amendment being made, it was reported to the Senate.

Mr. Mason submitted the following resolution :

Resolved (two-thirds of the Senators present concurring), That the Senate advise and consent to the ratification of a convention concerning the rights of neutrals, concluded at the city of Washington on the 22d day

of July, in the year of grace 1854, between the United States of America and His Majesty the Emperor of all the Russias.

The Senate, by unanimous consent, proceeded to consider the said resolution, and unanimously agreed thereto.

Ordered, That the Secretary lay the said resolution before the President of the United States.

TUESDAY, AUGUST 1, 1854.

The following messages were received from the President of the United States, by Mr. Webster, his secretary:

To the Senate of the United States :

I nominate the officers named in the accompanying list for regular promotion in the Pay Department of the Army of the United States, as proposed by the Secretary of War.

FRANKLIN PIERCE.

WASHINGTON, *July 25, 1854.*

WAR DEPARTMENT, *July 25, 1854.*

SIR: I have the honor to lay before you the following-named officers for regular promotion in the Pay Department of the Army of the United States :

Deputy Paymaster-General Benjamin F. Larned, the senior of his grade, to be Paymaster-General, with the rank of colonel, July 20, 1854, vice Towson, deceased.

Paymaster Adam D. Steuart to be Deputy Paymaster-General, July 20, 1854, vice Larned, promoted Paymaster-General, and Leslie, who declines promotion.

I am, sir, with great respect, your obedient servant,

JEFFER. DAVIS,
Secretary of War.

To the PRESIDENT OF THE UNITED STATES.

To the Senate of the United States :

I nominate Brevet Major Robert H. Chilton, captain in the First Regiment of Dragoons, to be a paymaster in the Army of the United States, to fill a vacancy occasioned by the promotion of Paymaster Adam D. Steuart to the grade of Deputy Paymaster-General, and to date from July 25, 1854.

FRANKLIN PIERCE.

WASHINGTON, *July 25, 1854.*

To the Senate of the United States :

I nominate Ralph Wilcox, of Oregon, to be register of the land office for the Territory of Oregon; and

James Guthrie, jr., of Oregon, to be receiver of public moneys for the Territory of Oregon.

FRANKLIN PIERCE.

WASHINGTON, *July 25, 1854.*

To the Senate of the United States :

I nominate James Tilton, of Indiana, to be surveyor-general of the United States for the Territory of Washington.

FRANKLIN PIERCE.

WASHINGTON, *July 26, 1854.*

To the Senate of the United States :

I nominate John Calhoun, of Illinois, to be surveyor-general of the United States for the Territories of Kansas and Nebraska.

FRANKLIN PIERCE.

WASHINGTON, *July 26, 1854.*

To the Senate of the United States :

I nominate William Pelham, of Texas, to be surveyor-general of the United States for the Territory of New Mexico.

FRANKLIN PIERCE.

WASHINGTON, *July 26, 1854.*

To the Senate of the United States :

I nominate Deidrich Upman, of Wisconsin, to be register of the land office for the Winona land district in the Territory of Minnesota; and

Lorenzo D. Smith, of Minnesota, to be receiver of public moneys for the same land district.

FRANKLIN PIERCE.

WASHINGTON, *July 26, 1854.*

To the Senate of the United States :

I nominate William W. Phelps, of Michigan, to be register of the land office for the Red Wing land district, in the Territory of Minnesota, and Christopher Graham, of Indiana, to be receiver of public moneys for the same land district.

FRANKLIN PIERCE.

WASHINGTON, *July 26, 1854.*

To the Senate of the United States :

I nominate H. C. Moseley, of Washington Territory, to be register of the land office for said Territory; and

Elias Yulee, of Ohio, to be receiver of public moneys for the land office in said Territory.

FRANKLIN PIERCE.

WASHINGTON, *July 26, 1854.*

To the Senate of the United States :

I nominate William Hubolter, a citizen of the United States, to be consul of the United States for the port of Laguna, in the Mexican Republic, in the place of Henry A. Holmes, resigned.

FRANKLIN PIERCE.

WASHINGTON, *26 July, 1854.*

To the Senate of the United States :

I nominate Horace Moody to be collector of the customs for the district of Oswegatchie and inspector of the revenue for the port of Ogdensburgh, in the State of New York, vice Thomas Bacon, rejected.

FRANKLIN PIERCE.

WASHINGTON, *July 26, 1854.*

To the Senate of the United States :

I nominate Thomas L. Shaw to be collector of the customs for the district and inspector of the revenue for the port of Georgetown, in the State of South Carolina, from the 27th of August, 1854, when his present commission will expire.

FRANKLIN PIERCE.

WASHINGTON, *July 26, 1854.*

To the Senate of the United States :

I nominate Francis A. Chenoweth, from the Territory of Washington, for appointment to the office of associate justice of the supreme court for the Territory of Washington, in the place of Victor Monroe, removed from the Territory.

FRANKLIN PIERCE.

WASHINGTON, *July 25, 1854.*

To the Senate of the United States :

I nominate Joseph C. Hart, of New York, to be consul of the United States for the island of Teneriffe, in the place of Edward F. Weld, who was appointed in 1847, but appears never to have acted as such.

FRANKLIN PIERCE.

WASHINGTON, *27 July, 1854.*

To the Senate of the United States:

I nominate Townsend Harris, a citizen of the United States, for the port of Ningpo, in China, in the place of Charles W. Bradley, transferred to the consulate of the United States at Singapore.

FRANKLIN PIERCE.

WASHINGTON, *27 July, 1854.*

To the Senate of the United States:

I nominate John Higgins, of Pennsylvania, now consul of the United States for the port of Cork, in Ireland, to be consul of the United States for the port of Belfast, in Ireland, in the place of John O. O'Neil, declined.

FRANKLIN PIERCE.

WASHINGTON, *27 July, 1854.*

To the Senate of the United States :

I nominate Hugh Keenan, of Pennsylvania, to be consul of the United States for the port of Cork, in Ireland, in the place of John Higgins, who is nominated to be consul of the United States for the port of Belfast, in Ireland.

FRANKLIN PIERCE.

WASHINGTON, *27 July, 1854.*

To the Senate of the United States:

I nominate John H. Wheeler, of North Carolina, to be minister resident of the United States near the Government of the Republic of Nicaragua.

FRANKLIN PIERCE.

WASHINGTON, *27 July, 1854.*

To the Senate of the United States :

I nominate John L. Marling, of Tennessee, to be minister resident of the United States near the Government of the Republic of Guatemala.

FRANKLIN PIERCE.

WASHINGTON, *27 July, 1854.*

To the Senate of the United States :

I nominate Frederick A. Beelen, of Pennsylvania, to be secretary of the legation of the United States to the Republic of Chil , in the place of Thomas E. Massey, declined.

FRANKLIN PIERCE.

WASHINGTON, *27 July, 1854.*

To the Senate of the United States :

I nominate William Grayson Mann, of the District of Columbia, to be secretary of the legation of the United States to His Majesty the Emperor of Brazil, in the place of Ferdinand Coxe, declined.

FRANKLIN PIERCE.

WASHINGTON, 27 July, 1854.

To the Senate of the United States :

I nominate Daniel Van Voorhis to be deputy postmaster at Brooklyn, New York, vice Gold S. Silliman, removed.

FRANKLIN PIERCE.

WASHINGTON, D. C., July 27, 1854.

To the Senate of the United States :

I nominate Luther Kelly to be deputy postmaster at Geneva, New York, in place of S. H. Parker, removed.

FRANKLIN PIERCE.

WASHINGTON, July 27, 1854.

I nominate Lewis S. Ayres to be deputy postmaster at Penn Yan, New York, vice Ezekiel Casner, removed.

FRANKLIN PIERCE.

WASHINGTON, D. C., July 27, 1854.

To the Senate of the United States :

I nominate Benjamin Cornell to be deputy postmaster at Lewiston, New York, vice Moses H. Fitts, removed.

FRANKLIN PIERCE.

WASHINGTON, D. C., July 27, 1854.

To the Senate of the United States :

I nominate Horatio N. Johnson to be deputy postmaster at Little Falls, New York, vice Morris E. Fuller, removed.

FRANKLIN PIERCE.

WASHINGTON, D. C., July 27, 1854.

To the Senate of the United States :

I nominate Luke Baldwin to be deputy postmaster, Ogdensburgh, New York, vice George Robinson, removed.

FRANK: PIERCE.

WASHINGTON, D. C., July 27, 1854.

To the Senate of the United States :

I nominate Samuel R. Beardsley to be deputy postmaster at Oswego, New York, vice Cheney Ames, removed.

FRANKLIN PIERCE.

WASHINGTON, D. C., July 27, 1854.

To the Senate of the United States :

I nominate Albert S. Pease to be deputy postmaster at Poughkeepsie, New York, vice Isaac Platt, removed.

FRANKLIN PIERCE.

WASHINGTON, D. C., July 27, 1854.

To the Senate of the United States :

I hereby nominate Bernard Grey to be deputy postmaster at Galena, county of Daviess, State of Illinois, in place of William P. Millard, removed.

FRANKLIN PIERCE.

WASHINGTON, *July 27, 1854.*

To the Senate of the United States :

I hereby nominate William White to be deputy postmaster at Raleigh, county of Wake, State of North Carolina, to take effect from the 18th day of March, 1854, when the term of his previous appointment expired.

FRANKLIN PIERCE.

WASHINGTON, D. C., *July 27th, 1854.*

To the Senate of the United States :

I nominate Darius A. Ogden, of New York, to be consul of the United States for the port of Honolulu, in the Kingdom of Hawaii, in the place of Benjamin F. Angel, rejected by the Senate.

FRANKLIN PIERCE.

WASHINGTON, *31 July, 1854.*

To the Senate of the United States :

I nominate Robert S. Cassatt, of Pennsylvania, to be consul of the United States for the Kingdom of Hanover, in the place of Charles Graebe, recalled.

FRANKLIN PIERCE.

WASHINGTON, *July 31, 1854.*

To the Senate of the United States :

I nominate Henry N. Dowd to be surveyor and inspector of the revenue for the port of Albany, in the State of New York, to take effect on the 27th of August, 1854, when the commission of Robert S. Cushman, the incumbent, will expire.

FRANKLIN PIERCE.

WASHINGTON, *July 31, 1854.*

To the Senate of the United States :

I nominate the officers named in the accompanying list for regular promotion in the Army of the United States, as proposed by the Secretary of War.

FRANKLIN PIERCE.

WASHINGTON, *July 31, 1854.*

WAR DEPARTMENT, *July 31, 1854.*

SIR : I have the honor to lay before you the following named officers for regular promotion in the Army of the United States :

Corps of Engineers.

Brevet Second Lieutenant Newton F. Alexander to be second lieutenant, August 1, 1854, the date of Captain Halleck's resignation.

Third Regiment of Infantry.

Brevet Second Lieutenant Alexander McD. McCook to be second lieutenant, June 30, 1854, vice Maxwell, killed in action.

Fourth Regiment of Infantry.

First Lieutenant De Lancy Floyd-Jones to be captain, July 31, 1854, vice Grant, resigned.

Second Lieutenant John Withers to be first lieutenant, July 31, 1854, vice Floyd Jones, promoted.

Brevet Second Lieutenant Hezekiah H. Garber, of the Fifth Regiment of Infantry, to be second lieutenant, July 31, 1854, vice Withers, promoted.

I am, sir, with great respect, your obedient servant,

JEFFER. DAVIS,
Secretary of War.

To the PRESIDENT OF THE UNITED STATES.

To the Senate of the United States:

I nominate William Claude Jones, of Missouri, for appointment to the office of attorney of the United States for the Territory of New Mexico, in the place of William W. H. Davis, resigned.

FRANKLIN PIERCE.

WASHINGTON, August 1, 1854.

To the Senate of the United States:

I nominate John E. Warren, of Minnesota, for appointment to the office of attorney of the United States for the Territory of Minnesota, in the place of Daniel H. Dustin, deceased.

FRANKLIN PIERCE.

WASHINGTON, August 1st, 1854.

To the Senate of the United States:

I transmit a report from the Secretary of State, in answer to the resolution of the Senate of the 23d of May last, relative to the slave-trade in the Island of Cuba.

The information contained in the papers accompanying the report will, it is believed, be considered important, and perhaps necessary, to enable the Senate to form an opinion upon the subjects to which they relate, but doubts may be entertained in regard to the expediency of publishing some of the documents at this juncture.

This communication is accordingly addressed to the Senate in executive session, in order that a discretion may be exercised in regard to its publishing.

FRANKLIN PIERCE.

WASHINGTON, 26 July, 1854.

To the Senate of the United States:

In compliance with the Senate resolution of the 10th July instant, requesting that I would "cause to be communicated to the Senate copies of all the correspondence and other official documents on file in the Department of the Interior respecting the claims of persons for services performed and supplies and subsistence furnished to Indians in California, under contracts with Indian agents, in the year eighteen hundred

and fifty-one, and embracing the names of claimants, the amount respectively of their claims, on what account created, and by what authority, if any," I transmit herewith a communication from the Secretary of the Interior, accompanied by copies of all the papers called for which have not heretofore been furnished. As it appears that most of the papers called for were communicated to the Senate at its first and special sessions of the 32d Congress, I have not supposed that it was the intention of the Senate to have them again sent, and I have, therefore, not directed them to be copied.

FRANKLIN PIERCE.

WASHINGTON, *July 29th*, 1854.

The messages were read.

Ordered, That the nominations of officers of the Army for appointment and promotion be referred to the Committee on Military Affairs.

Ordered, That the nominations of registers, receivers, and surveyors-general be referred to the Committee on Public Lands.

Ordered, That the nominations of consuls and of officers of the customs be referred to the Committee on Commerce.

Ordered, That the nominations of Francis A. Chenoweth, William Claude Jones, and John E. Warren be referred to the Committee on the Judiciary.

Ordered, That the nominations of John H. Wheeler, John L. Marling, Frederick A. Beelen, and William Grayson Mann be referred to the Committee on Foreign Relations.

Ordered, That the nominations of deputy postmasters be referred to the Committee on the Post-Office and Post-Roads.

Mr. Mallory, from the Committee on Naval Affairs, to whom were referred, the 13th July, the nominations of Charles Henry Davis, William A. Webb, Joseph S. Day, and Maurice Simons, on the 21st July those of Ebenezer Farrand and William E. Hopkins, and on the 25th July that of Paul Shirley, reported.

Whereupon

Resolved, That the Senate advise and consent to the appointment of the said persons, agreeably to their nominations respectively.

Mr. Toombs, from the Committee on the Judiciary, to whom were referred, the 21st July, the nomination of George P. Stiles, reported.

Whereupon

Resolved, That the Senate advise and consent to his appointment, agreeably to the nomination.

Mr. Dodge, of Iowa, from the Committee on Public Lands, to whom were referred this day the nominations of Ralph Wilcox, James Guthrie, jr., James Tilton, John Calhoun, William Pelham, Deidrick Upman, Lorenzo D. Smith, William W. Phelps, Christopher Graham, H. C. Mosely, and Elias Yulee, reported.

Whereupon

The Senate, by unanimous consent, proceeded to consider the said nominations; and

Resolved, That the Senate advise and consent to the appointment of the said persons, agreeably to their nominations respectively.

On motion by Mr. Dodge, of Iowa,

The Senate proceeded to consider the nomination of Reuben H. Gilson; and

Resolved, That the Senate advise and consent to his appointment, agreeably to the nomination.

On motion by Mr. Mason that the Senate resume the consideration of the treaty extending the right of fishing and regulating the commerce and navigation between Her Britannic Majesty's possessions in North America and the United States, concluded in the city of Washington on the 5th day of June, A. D. 1854,

It was determined in the affirmative, { Yeas..... 30
Nays..... 15

On motion by Mr. Mason,

The yeas and nays being desired by one-fifth of the Senators present,
Those who voted in the affirmative are,

Messrs. Allen, Atchison, Benjamin, Butler, Cass, Chase, Dawson, Dodge of Iowa, Douglas, Evans, Fish, Fitzpatrick, Gillette, Houston, Hunter, James, Jones of Iowa, Mallory, Mason, Morton, Rockwell, Rusk, Seward, Slidell, Stuart, Sumner, Toombs, Toucey, Wade.

Those who voted in the negative are,

Messrs. Bayard, Bell, Bright, Brodhead, Clay, Cooper, Dodge of Wisconsin, Geyer, Johnson, Jones of Tennessee, Pearce, Pettit, Sebastian, Walker, Weller.

Whereupon

The Senate, as in Committee of the Whole, resumed the consideration of the said treaty; and

After debate,

On motion by Mr. Pratt that the Senate adjourn,

It was determined in the negative, { Yeas..... 14
Nays..... 21

On motion by Mr. Mason,

The yeas and nays being desired by one-fifth of the Senators present,
Those who voted in the affirmative are,

Messrs. Bayard, Bell, Benjamin, Brodhead, Clay, Clayton, Cooper, Dawson, Foot, Houston, Pearce, Pettit, Pratt, Thompson of Kentucky.

Those who voted in the negative are,

Messrs. Bright, Brown, Chase, Dodge of Wisconsin, Dodge of Iowa, Douglas, Fessenden, Fish, James, Johnson, Jones of Iowa, Mallory, Mason, Norris, Rockwell, Rusk, Seward, Slidell, Sumner, Toucey, Walker.

So the motion was not agreed to.

On motion by Mr. Pratt to amend the treaty by striking from the schedule in the third article the word "coal."

After debate,

The question was stated, Shall this word stand as part of the article?

And determined in the affirmative, { Yeas..... 32
Nays..... 5

Those who voted in the affirmative are,

Messrs. Adams, Allen, Atchison, Brown, Butler, Cass, Chase, Dodge of Wisconsin, Dodge of Iowa, Douglas, Evans, Fessenden, Fish, Gillette, Gwin, Houston, Hunter, James, Jones of Iowa, Mallory, Mason, Pettit, Rockwell, Rusk, Sebastian, Seward, Sumner, Toucey, Wade, Walker, Weller, Williams.

Those who voted in the negative are,

Messrs. Brodhead, Cooper, Foot, Pearce, Thompson of Kentucky.

So, two-thirds of the Senators present having voted to retain that word, it was not stricken out.

On motion by Mr. Pearce so amend the treaty by adding thereto the following as a new article:

ARTICLE 8. *It is agreed by the high-contracting parties that each of them reserves to itself the right of putting an end to this treaty and all its*

provisions by giving twelve months' notice to the other of its intention to do so.

The question was stated, Shall this article stand as part of the treaty?

And it was determined in the negative, { Yeas 7
Nays 31

Those who voted in the affirmative are,

Messrs. Brodhead, Cooper, Dawson, Foot, Pearce, Wade, Walker.

Those who voted in the negative are,

Messrs. Adams, Allen, Atchison, Brown, Butler, Cass, Chase, Dodge of Wisconsin, Dodge of Iowa, Douglas, Evans, Fessenden, Fish, Gillette, Gwin, Houston, James, Jones of Iowa, Mallory, Mason, Pettit, Rockwell, Rusk, Sebastian, Seward, Slidell, Stuart, Sumner, Toucey, Weller, Williams.

So, two thirds of the Senators present not having voted to insert that article, the amendment was not agreed to.

On motion by Mr. Pearce to amend the fifth article of the treaty by striking out the following words: "Each of the high contracting parties being at liberty to give such notice to the other at the end of said term of ten years or at any time afterwards," and insert the following words in lieu thereof:

But each of the high contracting parties shall be at liberty to give such notice to the other at the end of five years or at any time thereafter,

The question was stated, Shall the words proposed to be stricken out stand as part of the fifth article?

And it was determined in the affirmative, { Yeas 30
Nays 9

Those who voted in the affirmative are,

Messrs. Adams, Allen, Atchison, Brown, Butler, Cass, Chase, Dodge of Wisconsin, Dodge of Iowa, Douglas, Evans, Fish, Gillette, Gwin, Houston, Hunter, James, Jones of Iowa, Mallory, Mason, Pettit, Rockwell, Rusk, Sebastian, Seward, Stewart, Sumner, Toucey, Weller, Williams.

Those who voted in the negative are,

Messrs. Brodhead, Cooper, Dawson, Fessenden, Foot, Pearce, Slidell, Wade, Walker.

So, two-thirds of the Senators present having voted to retain those words, the amendment was not agreed to.

No further amendments being proposed the treaty was proposed to the Senate.

Mr. Mason submitted the following resolution:

Resolved (two-thirds of the Senators present concurring), That the Senate advise and consent to the ratification of the treaty extending the right of fishing and regulating the commerce and navigation between Her Britannic Majesty's possessions in North America and the United States, concluded in the city of Washington on the fifth day of June, anno Domini 1854, between the United States of America and Her Majesty the Queen of the United Kingdom of Great Britain and Ireland.

WEDNESDAY, AUGUST 2, 1854.

The following messages were received from the President of the United States, by Mr. Webster, his secretary:

To the Senate of the United States:

I nominate Francis Burt, of South Carolina, to be governor of the Territory of Nebraska, in the place of William O. Butler, declined.

FRANKLIN PIERCE.

WASHINGTON, 2 August, 1854.

To the Senate of the United States :

I hereby nominate Edward F. Lee to be deputy postmaster at Columbia, county of Maury, State of Tennessee, in place of James L. Guest, resigned.

FRANKLIN PIERCE.

WASHINGTON, August 1, 1854.

The messages were read.

Ordered, That the nomination of Francis Burt be referred to the Committee on Territories.

Ordered, That the nomination of Edward F. Lee be referred to the Committee on the Post-Office and Post-Roads.

On motion by Mr. Mason the Senate proceeded to consider the resolution advising and consenting to the ratification of the treaty extending the right of fishing and regulating the commerce and navigation between Her Britannic Majesty's possessions in North America and the United States, submitted yesterday ; and,

After debate,

On motion by Mr. Pratt to amend the second article by inserting at the end thereof the following :

Provided, That the stipulations of this article shall not be held to grant or affect the right of fishing within the jurisdiction of any State of the Union without the assent of the legislature thereof,

The question was stated, Shall these words stand as part of the resolution?

And it was determined in the negative, { Yeas 11
Nays 28

Those who voted in the affirmative are,

Messrs. Bayard, Benjamin, Brodhead, Clay, Clayton, Cooper, Dawson, Foot, Pearce, Pratt, Weller.

Those who voted in the negative are,

Messrs. Adams, Allen, Brown, Chase, Dodge of Wisconsin, Dodge of Iowa, Douglas, Evans, Fessenden, Fish, Fitzpatrick, Gwin, Houston, James, Jones of Iowa, Mason, Morton, Norris, Rockwell, Rusk, Sebastian, Seward, Stuart, Sumner, Thomson of N. Jersey, Toucey, Wade, Walker.

So the amendment was not agreed to.

The question was then stated on agreeing to the resolution of ratification of the treaty submitted by Mr. Mason the 1st instant; and

It was determined in the affirmative, { Yeas 32
Nays 11

Those who voted in the affirmative are,

Messrs. Adams, Allen, Bright, Brown, Cass, Chase, Clay, Dodge of Wisconsin, Dodge of Iowa, Douglas, Evans, Fish, Fitzpatrick, Gwin, Houston, Hunter, James, Johnson, Jones of Iowa, Mason, Norris, Rockwell, Rusk, Sebastian, Seward, Stuart, Sumner, Thomson of N. Jersey, Toucey, Wade, Weller, Williams.

Those who voted in the negative are,

Messrs. Bell, Benjamin, Brodhead, Clayton, Cooper, Dawson, Foot, Morton, Pearce, Pratt, Walker.

So the resolution was agreed to.

Ordered, That the Secretary lay the said resolution before the President of the United States.

The articles of agreement and convention made and concluded at the city of Washington, this 10th day of May, 1854, by George W.

Manypenny, as commissioner on the part of the United States, and the following-named delegates, representing the bands of Shawnees who were parties to the treaties of 7 November, 1825, and 8th of August, 1831, viz: Joseph Parks, Black Hoof, George McDougal, Longtail, George Bluejacket, Graham Rogers, Wa-wah-che-pa-c-kar, or Black Bob, and Henry Blue Jacket, they being thereto duly authorized by the now united tribe of said Shawnee Indians, were read the second time and considered as in Committee of the Whole, and the amendments reported by the Committee on Indian Affairs were unanimously agreed to.

No further amendment being made, the treaty was reported to the Senate, and the amendments made in Committee of the Whole were unanimously concurred in.

Mr. Sebastian submitted the following resolution:

Resolved (two thirds of the Senators present concurring therein), That the Senate advise and consent to the ratification of the articles of agreement and convention made and concluded at the city of Washington this tenth day of May, one thousand eight hundred and fifty-four, by George W. Manypenny, as commissioner on the part of the United States, and the following-named delegates, representing the bands of Shawnees who were parties to the treaties of seventh of November, one thousand eight hundred and twenty-five, and eighth of August, one thousand eight hundred and thirty-one, viz: Joseph Parks, Black Hoof, George McDougal, Longtail, George Blue Jacket, Graham Rogers, Wa-wah-che-pa-c-kar, or Black Bob, and Henry Blue Jacket, they being thereto duly authorized by the now united tribe of said Shawnee Indians, with the following amendments:

Article 1. Strike out the following words: "excepting and reserving therefrom two hundred thousand acres for homes for the Shawnee people, which said two hundred thousand acres is retained, as well for the benefit of those Shawnees, parties to the treaty of August eighth, one thousand eight hundred and thirty-one, as for those parties to the treaty of November seventh, one thousand eight hundred and twenty-five."

Article 2. Strike out the following words where they first occur: "The two hundred thousand acres of land, reserved by the Shawnees, shall," and insert the following in lieu thereof: *The United States hereby cede to the Shawnee Indians two hundred thousand acres of land, to be.*

Article 10. Strike out the word "small," and after the word "character" insert the following words: *And for the payment of national or tribal debts.*

The Senate, by unanimous consent, proceeded to consider the said resolution, and unanimously agreed thereto.

Ordered, That the Secretary lay the said resolution before the President of the United States.

The articles of agreement and convention made and concluded at the city of Washington, this 30th day of May, 1854, by George W. Manypenny, commissioner on the part of the United States, and the following-named delegates, representing the united tribes of Kaskaskia and Peoria, Piankeshaw, and Wea Indians, viz: Kio-kaw-mo-zau, David Lykins, Sa-wa-ne-ke-ah, or Wilson; Sha-cah-qu-ah, or Andrew Chick; To-ko-nah, or Mitchell; Che-swa-wa, or Rogers; and Yellow Beaver, they being duly authorized thereto by the said Indians, were read the second time and considered as in Committee of the Whole; and no amendment being made, they were reported to the Senate.

Mr. Sebastian submitted the following resolution:

Resolved (two-thirds of the Senators present concurring), That the Senate advise and consent to the ratification of the articles of agreement

The Senate, by unanimous consent, proceeded to consider the said resolution, and unanimously agreed thereto.

The articles of agreement and convention made and concluded at the Falls of Wolf River, in the State of Wisconsin, on the twelfth day of May, one thousand eight hundred and fifty-four, between the United States of America, by Francis Huebschmann, superintendent of Indian affairs, duly authorized thereto, and the Menomonee tribe of Indians, by the chiefs, headmen, and warriors of said tribe, such articles being supplementary and amendatory to the treaty made between the United States and said tribe on the eighteenth day of October, one thousand eight hundred and forty-eight, were read the second time and considered as in Committee of the Whole; and the amendments reported by the Committee on Indian Affairs were unanimously agreed to.

Mr. Sebastian submitted the following resolution:

Article 4. Strike out the words "one hundred and fifty thousand," and insert in lieu thereof the words *two hundred and forty-two thousand six hundred and eighty-six*.

The Senate, by unanimous consent, proceeded to consider the said resolution, and unanimously agreed thereto.

On motion by Mr. Sebastian that the Senate proceed to consider the articles of agreement and convention with the Miami tribe of Indians, made the fifth of June, eighteen hundred and fifty-four,

On motion by Mr. Chase,

The yeas and nays being desired by one-fifth of the Senators present,
Those who voted in the affirmative are,
Messrs. Allen, Benjamin, Bright, Brown, Cass, Chase, Clay, Cooper,
Dodge of Wisconsin, Dodge of Iowa, Douglas, Geyer, Hunter, John-

son, Jones of Iowa, Morton, Norris, Pratt, Rusk, Sebastian, Slidell, Stuart, Thomson of N. Jersey, Toucey, Walker, Weller, Williams.

Those who voted in the negative are,

Messrs. Clayton, Dawson, Evans, Gwin, Houston, Mallory, Rockwell, Sumner.

Whereupon

The articles of agreement and convention made and concluded at the city of Washington, this fifth day of June, one thousand eight hundred and fifty-four, between George W. Manypenny, commissioner on the part of the United States, and the following-named delegates, representing the Miami tribe of Indians, viz: Nah-we-lau quah, or Big Legs; Ma-cat-a-chin-quah, or Little Doctor; Lan-a-pin-chah, or Jack Hackley; So ne-lan-gish-cah, or John Bowrie; and Wau-zop-e-ah, they being thereto duly authorized by said tribe; and Me-shin-go-me-ziah, Po-conge-ah, Pim-yi-oh-te-mah, Wop-pop-pe-tah, or Bendy, and Ke-ah-cot-woh, or Buffalo, Miami Indians, residents of the State of Indiana, being present, and assenting, approving, agreeing to, and confirming said articles of agreement and convention, were read the second time and considered as in Committee of the Whole; and

After debate,

On motion by Mr. Bright,

Ordered, That the further consideration of the treaty be postponed until to-morrow.

Mr. Mason, from the Committee on Foreign Relations, to whom were referred, the 1st instant, the nominations of John H. Wheeler, John L. Marling, Frederick A. Beelen, and William Grayson Mann, reported.

Whereupon

Resolved, That the Senate advise and consent to the appointment of the said persons, agreeably to their nominations respectively.

Mr. Stuart, from the Committee on Commerce, to whom were referred, the 1st instant, the nominations of William Hubotter, Horace Moody, Thomas L. Shaw, Joseph C. Hart, Townsend Harris, John Higgins, Hugh Keenan, Darius A. Ogden, Robert S. Cassatt, and Henry N. Dowd, reported.

Whereupon

Resolved, That the Senate advise and consent to the appointment of the said persons, agreeably to their nominations respectively.

Mr. Stuart, from the Committee on Commerce, to whom was referred, the 23d January last, the nomination of John Scherff, reported.

Mr. Butler, from the Committee on the Judiciary, to whom were referred, the 1st instant, the nominations of Francis A. Chenoweth, William Claude Jones, and John E. Warren, reported.

Whereupon

Resolved, That the Senate advise and consent to the appointment of the said persons, agreeably to their nominations respectively.

Mr. Weller, from the Committee on Military Affairs, to whom were referred, the 21st July, the nominations of Henry W. Closson, Judson D. Bingham, John R. Smead, James Deehler, Michael R. Morgan, Stephen D. Lee, George W. Curtis Lee, Thomas H. Ruger, Henry L. Abbot, Charles N. Turnbull, Oliver O. Howard, Thomas J. Treadwell, John Pegram, Charles G. Rogers, Thomas J. Wright, Milton T. Carr, John B. Villepique, James E. B. Stuart, James Wright, William M. Davant, William D. Pender, Loomis L. Langdon, John T. Greble, Henry A. Smalley, Samuel Kinsey, Abner Smead, Oliver D. Greene, Stephen H. Weed, E. F. Townsend, Alfred B. Chapman, George A. Gordon, Archibald Gracie, jr., John O. Long, Benjamin F. Davis, Waterman

Palmer, jr., David P. Hancock, Samuel T. Shepperd, Charles G. Sawtelle, John T. Mercer, Zenas R. Bliss, Edgar O'Conner, John Mullins, David H. Brotherton, Horace Randal, John McCleary, Thomas L. Casey, Thomas Hight, and John P. Hawkins, and on the 1st instant those of Benjamin F. Larned, Adam D. Stuart, Robert H. Chilton, Newton F. Alexander, Alexander McD. McCook, De Lancey Floyd Jones, John Withers, and Hezekiah H. Garber, reported.

Whereupon

Resolved, That the Senate advise and consent to the appointment and promotion of the said persons, agreeably to their nominations respectively.

Mr. Benjamin, from the Committee on Commerce, to whom was referred, the 4th February last, the nomination of Wyndham Robertson, reported.

Whereupon

Resolved, That the Senate do not advise and consent to the appointment of Wyndham Robertson, of Louisiana, to be consul of the United States for the port of Trieste and all other ports in the Austrian dominions on the Adriatic coast, except those ports which belong to the Lombardo-Venetian Kingdom, in the place of L. W. Jerome, recalled.

Mr. Douglas, from the Committee on the Territories, to whom was referred, the 4th February last, the nomination of Charles H. Mason, reported.

Whereupon

Resolved, That the Senate advise and consent to his appointment, agreeably to the nomination.

Mr. Douglas, from the Committee on the Territories, to whom was this day referred the nomination of Francis Burt, reported.

Whereupon

The Senate, by unanimous consent, proceeded to consider the said nomination; and

Resolved, That the Senate advise and consent to the appointment of Francis Burt, agreeably to the nomination.

Mr. Rusk, from the Committee on the Post-Office and Post-Roads, to whom were referred, the 21st July, the nominations of Jacob Isaacs and George W. Patrick, and on the 1st instant those of Bernard Grey and William White, reported.

Whereupon

Resolved, That the Senate advise and consent to the appointment of the said persons, agreeably to their nominations respectively.

Mr. Rusk, from the Committee on the Post-Office and Post-Roads, to whom was this day referred the nomination of Edward F. Lee, reported.

Whereupon

The Senate, by unanimous consent, proceeded to consider the said nomination; and

Resolved, That the Senate advise and consent to the appointment of Edward F. Lee, agreeably to the nomination.

The Senate proceeded to consider the nominations of Robert Anderson, Daniel G. Waldron, T. T. Hooper, Hubbard S. Allis, Samuel Birdsall, Joseph Casterline, jr., Andrew J. Rawley, Artherton Hall, Nicholas G. Chesebro, Merritt H. Brown, David S. Ruddock, and James E. Gible; and

Resolved, That the Senate advise and consent to the appointment of the said persons, agreeably to their nominations respectively.

Mr. Rusk, from the Committee on the Post-Office and Post-Roads, to whom were referred, the 1st instant, the nominations of Daniel Van Voorhis, Lewis S. Ayres, Benjamin Cornell, Horatio N. Johnson, Luke Baldwin, Samuel R. Beardsley, and Albert S. Pease, reported.

Whereupon

Resolved, That the Senate advise and consent to the appointment of the said persons, agreeably to their nominations respectively.

Mr. Rusk, from the Committee on the Post-Office and Post-Roads, to whom was referred, the 1st instant, the nomination of Luther Kelly, reported.

THURSDAY, AUGUST 3, 1854.

The following messages were received from the President of the United States, by Mr. Webster, his secretary:

To the Senate of the United States:

I nominate Aquila Jones, of Indiana, to be agent for the Indians in Washington Territory.

WASHINGTON, August 3, 1854.

FRANKLIN PIERCE.

To the Senate of the United States:

I nominate K. H. Lausdale, of Washington Territory, to be agent for the Indians in Washington Territory.

WASHINGTON, August 3, 1854

FRANKLIN PIERCE.

To the Senate of the United States:

I nominate Garland Hurt, of Kentucky, to be agent for the Indians in Utah.

WASHINGTON, August 3, 1854.

FRANKLIN PIERCE.

To the Senate of the United States:

I nominate Paschal Bequette, of California, to be receiver of public moneys at Benicia, California, vice Charles Loring, deceased.

WASHINGTON, August 3, 1854.

FRANKLIN PIERCE.

To the Senate of the United States:

I nominate William A. Buffum, of New York, to be consul of the United States for the port of Trieste and all the other ports in the Austrian dominions on the Adriatic coast, except those ports which belong to the Lombardo-Venetian Kingdom, in the place of Wyndham Robertson, whose nomination has been rejected by the Senate.

WASHINGTON, 3 August, 1854.

FRANKLIN PIERCE.

To the Senate of the United States:

I nominate Henry J. Sickles to be deputy postmaster at Albion, New York, vice John H. Dennis, removed.

WASHINGTON, D. C., August 3, 1854.

FRANKLIN PIERCE.

To the Senate of the United States:

I nominate Robert B. Campbell, of Texas, to be consul of the United States for the port of London, in England, in the place of George N. Sanders, whose nomination has been rejected by the Senate.

WASHINGTON, 2 August 1854.

FRANKLIN PIERCE.

To the Senate of the United States :

I nominate Roger Barton, of Mississippi, to be consul of the United States for the port of Havana, in the island of Cuba, in the place of Alexander M. Clayton, resigned.

FRANKLIN PIERCE.

WASHINGTON, 2 August, 1854.

To the Senate of the United States :

I nominate Caleb Sherman to be collector of the customs for the district of Paso del Norte, in the State of Texas and Territory of New Mexico, and inspector of the revenue for the port of Frontera, in the State of Texas.

FRANKLIN PIERCE.

WASHINGTON, August 3, 1854.

To the Senate :

I nominate for appointment to the office of attorney of the United States for the southern district of Mississippi Horatio J. Harris, whose commission will expire on the 10th of August, instant.

FRANKLIN PIERCE.

WASHINGTON, August 3, 1854.

To the Senate of the United States :

I nominate Samuel H. Montgomery, of Arkansas, to be agent for the Indians in New Mexico.

FRANKLIN PIERCE.

WASHINGTON, August 3, 1854.

The messages were read.

Ordered, That the nominations of Aquila Jones, R. H. Lansdale, and Garland Hurt be referred to the Committee on Indian Affairs.

Ordered, That the nomination of Paschal Bequette be referred to the Committee on the Public Lands.

Ordered, That the nomination of William A. Buffum be referred to the Committee on Commerce.

Ordered, That the nomination of Henry J. Sickles be referred to the Committee on the Post-Office and Post-Roads.

The Senate, by unanimous consent, proceeded to consider the nominations of Robert B. Campbell, Roger Barton, Caleb Sherman, Horatio J. Harris, and Samuel H. Montgomery; and

Resolved, That the Senate advise and consent to the appointment of the said persons, agreeably to their nominations respectively.

On motion by Mr. Sebastian,

The Senate resumed, as in Committee of the Whole, the consideration of the articles of agreement and convention with the Miami tribe of Indians concluded the 5th day of June, 1854; and the same having been amended, by unanimous consent, were reported to the Senate, and the amendments were unanimously concurred in.

Mr. Sebastian submitted the following resolution :

Resolved (two-thirds of the Senators present concurring), That the Senate advise and consent to the ratification of the articles of agreement and convention, made and concluded at the city of Washington, this fifth day of June, one thousand eight hundred and fifty-four, between George W. Manypenny, commissioner on the part of the United States, and the following named delegates representing the Miami tribe of Indians, viz: Nah-we-lau-quah, or Big Legs; Ma-cat-a-chin-quah, or

Little Doctor; Lan-a-pin-chah, or Jack Hackley; So-ne-lau-guish-cah, or John Bowrie; and Wau-zop e-ah, they being thereto duly authorized by said tribe; and Me-shin-go-me-ziah, Po-con-ge-ah, Pim-yi-oh-te-mah, Wop-pop-pe-tah, or Bondy, and Ke-ah-cot-woh, or Buffalo, Miami Indians, resident of the State of Indiana, being present, and assenting, approving, agreeing to, and confirming said articles of agreement and convention, with the following amendments:

Article 3. Strike out the words "third and fifth" and insert the words *fifth and seventh*.

Article 4. Strike out the words "Provided, however, That if the Miami Indians of the State of Indiana desire it, and notify the Secretary of the Interior of that fact, he will cause the said sum of two hundred and thirty-one thousand and four dollars to be invested for them in safe stocks, and pay over annually to said Indians the interest arising from such investment; and the said Miami Indians now present from the State of Indiana agree to take the opinion of their people on their return home, and advise the Department without delay,"

And insert the following in lieu thereof:

The sum of two hundred and thirty-one thousand and four dollars, hereby stipulated to be paid to the Miami Indians of Indiana, shall be held by the United States for said last-named Indians, and by the Government invested, as the President may direct, at an interest of five per cent. per annum, and which interest shall be paid annually for the period of twenty-five years to the said Miami Indians of Indiana, and at the expiration of that time, or sooner if required by them, and approved by the President, the principal sum to be paid in full, the United States being directly responsible therefor; said investment to be made and the interest thereon to commence accruing the first day of July, eighteen hundred and fifty-five, and thence to continue: Provided, That no persons other than those embraced in the corrected list agreed upon by the Miamies of Indiana, in the presence of the Commissioner of Indian Affairs, in June, eighteen hundred and fifty-four, comprising three hundred and two names as Miami Indians of Indiana, and the increase of the families of the persons embraced in said corrected list, shall be recipients of the payments, annuities, commutation moneys, and interest hereby stipulated to be paid to the Miami Indians of Indiana, unless other persons shall be added to said list by the consent of the said Miami Indians of Indiana, obtained in council, according to the custom of the Miami tribe of Indians: Provided, That the sum of nine thousand seven hundred and forty-six dollars and fourteen cents shall immediately be paid out of said sum of two hundred and thirty-one thousand and four dollars (and deducted from the same) to the following persons, who are a portion of the Miami tribe of Indians residing in Indiana, and in the following manner: Seven thousand six hundred and eighty-nine dollars and twenty two cents to the family of Jane T. Griggs, consisting of herself and six children, viz, Warren A., Charles F., Anthony W., Ann Eliza, Martha Jane, and Maria Elizabeth Griggs, which sum may be paid to the said Jane T. Griggs and her husband, John H. Griggs, the father of said children, or to either of them; and the sum of two thousand and fifty six dollars and ninety-two cents to Sash-o-quash and his wife, E-len-e-pish-o-quash, which may be paid to the said Sash-o-quash it being understood that the said Griggs family have drawn but one annuity for the last eight years, the others having been paid to the balance of the tribe, which sum of nine thousand seven hundred and forty six dollars and fourteen cents is to be in full payment and satisfaction of all sums of money that may be due, owing, or coming to said two families by virtue of this and all former treaties, on account of their being of the Miami tribe of Indians or otherwise.

The Miami Indians of Indiana being now represented in Washington by a fully authorized deputation, and having requested the foregoing amendments, the same are binding on them; but these amendments are in no way to affect or impair the stipulations in said treaty contained as to the Miamies west of the Mississippi, the said amendments being final and not required to be submitted to the Miamies for their consent.

And the sum of two thousand two hundred dollars is hereby directed to be paid to the said Indians residing in the State of Indiana for time employed and money expended in assisting to make this treaty, which may be paid to James T. Miller, their interpreter, and Pyn-yi-oh-te-mah, or to either of them, to be divided among said Indians according to justice and equity.

The Senate, by unanimous consent, proceeded to consider the said resolution, and unanimously agreed thereto.

Ordered, That the Secretary lay the said resolution before the President of the United States.

FRIDAY, AUGUST 4, 1854.

The following messages were received from the President of the United States, by Mr. Webster, his secretary:

To the Senate:

I nominate William H. Emory, of the United States Army, to be commissioner on the part of the United States of America to run the boundary line between the United States and the Mexican Republic, according to the treaty between the two nations entered into the 30th day of December, eighteen hundred and fifty-three.

AUGUST 3, 1854.

FRANKLIN PIERCE.

To the Senate of the United States:

I nominate John S. Hacker to be surveyor of customs at Cairo, in the State of Illinois.

WASHINGTON, August 3, 1854.

FRANKLIN PIERCE.

To the Senate:

I nominate William H. Merritt to be surveyor of the port of Dubuque, in the State of Iowa.

AUGUST 3, 1854.

FRANKLIN PIERCE.

To the Senate:

I nominate William Stotts to be surveyor of the port of Keokuk, in the State of Iowa.

AUGUST 3, 1854.

FRANKLIN PIERCE.

The messages were read.

The Senate, by unanimous consent, proceeded to consider the nominations of William H. Emory, John S. Hacker, William H. Merritt, and William Stotts; and

Resolved, That the Senate advise and consent to the appointment of the said persons, agreeably to their nominations respectively.

The Senate proceeded to consider the nominations of Cornelius Vosburgh, Luke Dodge, Isaac Hitchcock, William W. Whitman, Isaiah Tiffany, Henry J. Sedgwick, Asher Torrance, Josiah T. Miller, Charles S. Mooers, Arthur S. Johnson, Hiram A. Beebe, William Seaver, Alanson T. Drake, Elmore P. Ross, and Luther Kelly; and

Resolved, That the Senate advise and consent to the appointment of the said persons, agreeably to their nominations respectively.

The Senate then proceeded to consider the nomination of John S. Annable; and

Resolved, That the Senate do not advise and consent to the appointment of John S. Annable to be deputy postmaster at Hudson, New York, vice R. A. Barnard, removed.

The Senate proceeded to consider the nomination of John Scherff; and

Resolved, That the Senate advise and consent to his appointment, agreeably to the nomination.

Mr. Rusk, from the Committee on the Post-Office and Post-Roads, to whom was referred, the 3d instant, the nomination of Henry J. Sickles, reported.

Whereupon

Resolved, That the Senate do not advise and consent to the appointment of Henry J. Sickles to be deputy postmaster at Albion, New York, vice John H. Denis, removed.

Mr. Sebastian, from the Committee on Indian Affairs, to whom were referred, the 3d instant, the nominations of Aquila Jones, R. H. Lansdale, and Garland Hurt, reported.

Whereupon

Resolved, That the Senate advise and consent to the appointment of the said persons, agreeably to their nominations respectively.

Mr. Stuart, from the Committee on Commerce, to whom were referred, the 3d instant, the nominations of Paschal Bequette and William A. Buffum, reported.

Whereupon

Resolved, That the Senate advise and consent to the appointment of the said persons, agreeably to their nominations respectively.

Mr. Pettit, from the Committee on the Judiciary, to whom was referred, the 19th May last, the nomination of Edward Hunter, reported.

Whereupon

Resolved, That the Senate advise and consent to his appointment, agreeably to the nomination.

On motion by Mr. Pearce, it was unanimously

Resolved, That the President be requested to return to the Senate the resolution advising and consenting to the appointment of John Scherff to be consul at Mannheim in Baden.

The said resolution having been returned by the President, by Mr. Webster, his secretary,

On motion by Mr. Pearce, that the vote advising and consenting to the appointment of John Scherff be reconsidered,

It was determined in the affirmative.

Whereupon.

Resolved, That the Senate do not advise and consent to the appointment of John Scherff, of Maryland, to be consul of the United States for the city of Mannheim, in Baden, in the place of John Reichards, recalled.

The following messages were received from the President of the United States, by Mr. Webster, his secretary :

To the Senate of the United States :

I nominate James W. Rhea to be surveyor and inspector of the revenue for the port of Tusculumbia, in the State of Alabama.

FRANKLIN PIERCE.

WASHINGTON, August 4, 1854.

I hereby nominate to the Senate Henry R. Curtis to be deputy postmaster at Albion, Orleans County, New York, in place of Henry J. Sickles, whose nomination has been rejected by the Senate.

FRANKLIN PIERCE.

AUGUST 4, 1854.

The messages were read.

The Senate, by unanimous consent, proceeded to consider the nominations of James W. Rhea and Henry R. Curtis; and

Resolved, That the Senate advise and consent to the appointment of the said persons, agreeably to their nominations respectively.

SATURDAY, AUGUST 5, 1854.

The following messages were received from the President of the United States, by Mr. Webster, his secretary:

To the Senate of the United States:

I nominate Matthew Estes to be surveyor and inspector of the revenue for the port of Shreveport, in the State of Louisiana.

FRANKLIN PIERCE.

WASHINGTON, August 5, 1854.

I nominate John K. Cooke to be deputy postmaster at Portsmouth, Virginia, in place of Charles L. Cocke, deceased.

FRANKLIN PIERCE.

WASHINGTON, D. C., 5th August, 1854.

The messages were read.

The Senate, by unanimous consent, proceeded to consider the nominations of Matthew Estes and John K. Cooke; and

Resolved, That the Senate advise and consent to the appointment of the said persons, agreeably to their nominations respectively.

Mr. Bright submitted the following resolution; which was considered, by unanimous consent, and agreed to:

Resolved, That the President of the United States be requested to return to the Senate the resolution rejecting the nomination of John S. Annable to be deputy postmaster at Hudson, New York.

Ordered, That the Secretary lay the said resolution before the President of the United States.

The following message was received from the President of the United States, by Mr. Webster, his secretary:

I nominate John S. Annable to be deputy postmaster at Hudson, New York, vice R. A. Barnard, removed.

FRANKLIN PIERCE.

WASHINGTON, D. C., August 5, 1854.

The message was read.

On motion by Mr. Bright,

The Senate, by unanimous consent, proceeded to consider the said nomination; and

Resolved, That the Senate advise and consent to the appointment of John S. Annable, agreeably to the nomination.

Mr. Morton submitted the following resolution for consideration:

Resolved, That the pages of the Senate be allowed and paid the difference between the amount of twenty per cent. received by them on their daily pay and the usual extra allowance of \$200 heretofore paid them.

The resolution was read.